

District Judge Robert S. Lasnik  
Magistrate Judge Ricardo S. Martinez

FILED ENTERED

LODGED RECEIVED

MAR 17 2003 KN

AT SEATTLE  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
BY DEPUTY

CV 03 00289 #00000009

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

VET BUOT,  
Agency # A 27 290 441,

Petitioner,

v.

JOHN ASHCROFT, Attorney General of the United  
States, SEATTLE INS DISTRICT DIRECTOR, and  
the UNITED STATES IMMIGRATION AND  
NATURALIZATION SERVICE,

Respondents

No C03-0289L (RSM)

NOTICE OF FILING  
ADMINISTRATIVE RECORD

Respondents hereby file the attached copy of Petitioner's administrative record ("A-file")  
as provided to this office by the Seattle District Office of the Department of Homeland Security,  
Bureau of Immigration and Customs Enforcement.

Dated this 17th day of March, 2003

Respectfully submitted,

JOHN McKAY  
United States Attorney

  
KIRSTEN M. SCHIMPRE, WSBA# 31299  
Assistant United States Attorney


**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that she is an employee in the Office of the United States Attorney for the Western District of Washington and is a person of such age and discretion as to be competent to serve papers,

That on March 17<sup>th</sup>, 2003, she caused copies of the *Notice of Filing Administrative Record* to be served upon the individual(s) hereinafter named by placing said copies in the United States mail, postage pre-paid, addressed as follows

Jay W Stansell  
Assistant Federal Public Defender  
1111 Third Avenue, Suite 1100  
Seattle, WA 98101-3207

DATED this 17<sup>th</sup> day of March, 2003.

  
SHEILA SOWECKE,  
Legal Assistant  
United States Attorney's Office

## Memorandum



United States Attorney  
Western District of Washington

Subject **NEW P.O.D. CASE**  
**A-FILE DUE:** March 5, 2003  
**Buot Vet v Ashcroft, et al**  
W.D. Wash No C 03-0289L (RSM)  
INS # A 27-290-441

Date  
February 24, 2003

To  
Patrick Shen, Attorney, OIL, DOJ  
P O Box 878, Ben Franklin Station, NW  
Washington, D.C. 20044-0878  
**BY FAX TO: (202) 616-4950**

George L. Morones  
Assistant District Director  
INS Detention & Deportation Section  
815 Airport Way South  
Seattle, WA 98134-1381  
**BY FAX TO: (206) 553-7218**

From *lap*  
Lois A. Ferguson  
Paralegal Specialist, Civil Division  
U.S. Attorney's Office, W D. Washington  
601 Union Street, Suite 5100  
Seattle, WA 98101-3903  
Tel. (206) 553-2262; Fax (206) 553-0116

We were served with a standard-form "Post-Order Detention" habeas corpus petition in the above case on February 20, 2002. Assistant U S Attorney Kirsten M. Schimpff has been assigned the case. The Court has ordered us to file our Return and Status Report, plus evidence about petitioner's "entry" and the "likelihood of removal," by March 17, 2003. Therefore, no later than **March 5, 2003**, please provide us copies of the following:

- \* all I-213 Record(s) of Deportable Alien
- \* deportation/removal order (written order and transcript if available)
- \* all BIA decisions and orders
- \* all criminal conviction records available
- \* travel document requests and responses
- \* all custody review decisions
- \* HQ likelihood-of-repatriation decision

Please contact the assigned AUSA to discuss any potential delays in producing the records, any unusual facts of the case, whether receipt of a travel document is imminent, whether there will be a change in status soon, other specific defenses, etc.

Also, please provide us with the petitioner's date of birth, social security number, FBI number, Washington ID number, etc., as soon as possible so that we may institute an NCIC check. This information should be e-mailed to Lois Ferguson at [lois.ferguson@usdoj.gov](mailto:lois.ferguson@usdoj.gov). Thank you.

cc Via Fax (w/Petition):

Dorothy Stefan, INS District Counsel

Dave McConnell, OIL

laf(16NCM--Buot Vet)INSPOD

R-44



**U.S. Department of Justice  
Immigration and Naturalization Service**

**HQPDU**  
801 I Street, NW, Suite 800  
Washington, DC 20536

Vet Buot  
c/o USINS Seattle District  
815 Airport Way, South  
Seattle, WA 98134

A27290441

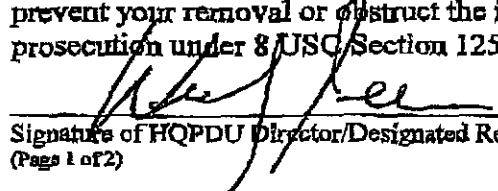
**Decision to Continue Detention**

This letter is to inform you that your custody status has been reviewed and it has been determined that you will not be released from the custody of the Immigration and Naturalization Service (Service) at this time. This decision has been made based on a review of your file and/or your personal interview and consideration of any information you submitted to the Service's reviewing officials.

You are a native and citizen of Cambodia who entered the United States as refugee on November 15, 1983. You were convicted of 1<sup>st</sup> degree Assault on July 7, 1995 and sentenced to 105 months incarceration. Based on your conviction, you were ordered removed on May 13, 1996. You were turned over to the Service on October 17, 2002. The Service considers you to be a flight risk and a threat to the community and cannot grant your release under 241.4.

The government of Cambodia has signed a Memorandum of Understanding for repatriation between the United States and Cambodia. Given the recent success that the Service has had in repatriating Cambodian nationals, the Service anticipates that a travel document will be issued in the reasonably foreseeable future and your removal will be carried out as ordered.

Based on the above, you are to remain in Service custody pending your removal from the United States. You are advised that you must demonstrate that you are making reasonable efforts to comply with the order of removal, and that you are cooperating with the Service's efforts to remove you by taking whatever actions the Service requests to effect your removal. You are also advised that any willful failure or refusal on your part to make timely application in good faith for travel or other documents necessary for your departure, or any conspiracy or actions to prevent your removal or obstruct the issuance of a travel document, may subject you to criminal prosecution under 8 USC Section 1253(a).

  
Signature of HQPDU Director/Designated Representative  
(Page 1 of 2)

2/28/03  
Date

R43

**Decision to Continue Detention**  
A27290441, Vet Buot

**Page 2**

**PROOF OF SERVICE**

**(1) Personal Service (Officer to complete both (a) and (b) below.)**

(a) I Tony PAXombari Deportation Officer  
Name of INS Officer Title  
certify that I served Vet Buot with a copy of  
Name of detainee  
this document at FDC on 3/4/03 at 14:00  
Institution Date Time

(b) I certify that I served the custodian \_\_\_\_\_  
Name of Official  
\_\_\_\_\_, at \_\_\_\_\_, on  
Title Institution  
\_\_\_\_\_ with a copy of this document.  
Date

**OR**

**(2) Service by certified mail, return receipt. (Attach copy of receipt)**

I \_\_\_\_\_, \_\_\_\_\_, certify  
Name of INS Officer Title  
that I served \_\_\_\_\_ and the custodian \_\_\_\_\_  
Name of detainee Name of Official  
with a copy of this document by certified mail at \_\_\_\_\_ on \_\_\_\_\_  
Institution Date

☒ cc: Attorney of Record or Designated Representative  
☒ cc: A-File

R042



**U.S. Department of Justice  
Immigration & Naturalization Service  
Western Region, Seattle District  
Detention and Removal Operations**

815 Airport Way South  
Seattle, WA 98134

February 4, 2003

Vet BUOT (A27 290 441)  
Federal Detention Center  
P.O. Box 13900  
Seattle, WA 98198

**Decision by District Director to Continue Detention  
Upon Expiration of Removal Period**

This letter is to inform you that your custody status has been reviewed and it has been determined that you will not be released from the custody of the Immigration and Naturalization Service (INS) at this time. This decision has been made based on a review of your file and consideration of the information submitted to INS' reviewing officials in support of your application for release.

After carefully weighing the factors pertaining to your case, you will not be released from the custody of the INS because I find that you have failed to demonstrate that you will not be a danger to the community. The circumstances surrounding your conviction for Assault in the First Degree were disturbing and violent. Furthermore, you presented no written statements offering your plan of release and I note that you did not submit written or otherwise, information as to where you would reside or if you had any employment opportunities. Based on your rather vague presentation, I consider you to also be a flight risk. Having taken all factors into consideration, I am not convinced that you will abide by conditions of release from Service custody.

Control of your custody case will be transferred to the INS Headquarters Post Order Detention Unit. Your situation will be reviewed again by that unit.

George L. Morones  
Assistant District Director, Detention & Removal

Seattle, WA  
(Page 1 of 2)

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**Decision to Continue Detention Upon Expiration of Removal Period**

Page 2

Vet BUOT (A27 290 441)

**PROOF OF SERVICE**

(1) Personal Service (Officer to complete both (a) and (b) below.)

(a) I Tony Pajombari Deportation officer  
Name & Title of INS Officercertify that I served BUOT vet with a copy  
Name of detaineeof this document at FDC on 2/4/03, at 16:15  
Institution Date Time

(2) Service by certified mail, return receipt. (Attach copy of receipt)

I \_\_\_\_\_, certify that I served \_\_\_\_\_  
Name & Title of INS Officer Name of detaineean the custodian of records at \_\_\_\_\_  
Institutionwith a copy of this document by certified mail at on \_\_\_\_\_.  
Date☒ CC: Attorney of Record or Designated Representative☒ CC: A-File☒ Docushare**ADDRESS FURTHER CORRESPONDENCE TO:**

INS Post-Order Detention Review Unit

801 I St. NW, Suite 801

Washington, D.C. 20536

(Page 2 of 2)

R040

## POST ORDER CUSTODY REVIEW WORKSHEET FOR FILE REVIEW AND/OR INTERVIEW

**Detainee Name.** Vet BUOT **"A" Number:** A27 290 441  
**AKA's:** BOUT, Vet **Misc #**  
**Date of Birth** January 2, 1969 **BOP Number.**  
**Country of Birth** Cambodia **Citizenship:** Cambodia  
**Date of Arrival:** November 15, 1983 **Place of Arrival:** SFR  
**Status at Entry:** REF **Last Date into INS Custody:** October 17, 2002  
**Entered INS Custody from:** ☒ **Local, State, or Federal Institution**  
☐ **Other**  
**Location:** Washington State DOC **Institution Number:** 737154

**Deportation Officer:** Nathalie R. Asher **Date of Review:** February 4, 2003  
**Location Detained** Federal Detention Center  
 2425 So 200th St., Seatac, WA 98198

### Deportation/Exclusion/Removal Proceedings

**List all Charges** ☐ Section 237 (a)  
☐ Section 212 (a)  
☒ Section 241 (a) (2)(a)(iii)  
☒ Under Final Order dated May 13, 1996 by ☒ IJ ☐ BIA ☐ Other  
☐ Appeal Waived/Appeal Time Elapsed  
**Habeas filed** ☐ Yes **Date & Location Filed:**  
☒ No.

### Legal Representative / Attorney

**G-28 Filed** Yes ☐ No ☒  
**Notification of Interview Made:** ☒ Yes ☐ N/A  
 by DO on: December 17, 2002  
**Name of Representative / Attorney**  
**Mailing Address** **Phone Number:**  
**Present during interview:** ☐ Yes ☐ No Not Interviewed



**Immigration History:** (Prior INS arrest[s]/parole/bond/custody information)

Subject was admitted to the United States on 11/15/1983 as a refugee. His status was adjusted to that of lawful permanent resident on 06/19/1986 as of his date of entry. During routine jail screening, Seattle District INV encountered Subject while he was incarcerated with Washington State Department of Corrections, Shelton, WA. Due to his 07/07/1995 conviction for the offense of Assault in the First Degree, Subject was served with an Order to Show Cause before the Executive Office of Immigration Review and was consequently ordered deported to Cambodia on 05/13/1996.

**Criminal History:**

**Outside the United States.** UNK

**In the United States:**

07/07/1995 Assault in the First Degree 105 months incarceration

NCIC Checks

☐ Criminal History Attached  
(State and Federal)

☐ No record Found

Summary of NCIC Checks:

**Institutional / Disciplinary Record**

**Did the detainee have prior Disciplinary Reports?**

☐ Yes ☒ No

**Source:** Our records do not contain reports in reference to his behavior in State custody.

**Disciplinary reports and Incidents while in INS Custody?**

☐ Yes ☒ No

A review of his file indicates he has not been a problem for officers of the Service or detention staff.

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### Specifics of Interview

**Date of File Review:** 02/04/2003

**Date of Detainee Interview:**  
(optional)

**Location of Interview:**

**Interviewing Officer:#1:**

**#2:**

**Interpreter Used:** (if subject interviewed) ☐ Yes ☐ No

**Name of Interpreter:**

**Language/Dialect:**

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### Discussion

N/A – File Review

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#### Travel Document Status/History:

**List aliens attempts to get travel documents and status:**

**Describe:** No attempts on the part of the detainee.

**List service attempts to get travel document and status:**

**Describe:** A travel document request was sent to the Royal Embassy of Cambodia on 07/19/1996. On 08/05/1996 this office received written correspondence from this embassy, declining to issue a travel document.

NOTE: Within the last year, the government of Cambodia has conducted several interviews of its citizens awaiting removal to that country. As a result, travel documents are being issued and individuals have been returned to Cambodia. Subject's travel document request is dated, given the change of circumstances, it is recommended that a current travel document request be sent for reconsideration.

Does the detainee have a place to live in the United States?

☐ Yes

☒ No

Address:

Is the detainee subject to any parole or probation requirements?

☒ Yes

☐ No

Describe: 24 months community supervision

Does the detainee have close family ties within the United States?

☐ Yes

☒ No

Describe:

Does the detainee have any community ties or non-governmental sponsors? ☐ Yes ☒ No

Describe:

Does the detainee have any employment prospects?

☐ Yes

☒ No

Describe:

What is the detainee's employment history?

Describe: Unknown

What is the detainee's educational level?

Describe: Unknown

Does the detainee have any vocational training?

Describe: Unknown

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### Medical/Psychological Concerns

Medical/Psychological Report / Summary ☐ Attached ☒ None ☐ Not Available

Date and Source:

The Service file does not indicate that Subject is suffering from physical or psychological disorders

**Other documentary evidence for consideration in this review**

Subject was notified via personal service on 12/17/2002, that his custody status would be reviewed in the form of a file review on or about 01/15/2003. As of today's date, I have not received anything on his behalf for consideration in this review.

**Officer Comments/Analysis & Recommendation**

*Other than his 1995 conviction, very little is known about BUOT. According to information in the Service file, BUOT claims to have a USC son in the Seattle area, however there is no mention of any other family members' whereabouts. It also appears that BUOT has no defined roots or equities tied to a specific area within the United States. His employment history is unknown as is his level of education. While he was given ample notice and time to prepare for this file review, BUOT did not submit any letters of support, employment prospects or personal statement for consideration.*

*Although BUOT has only one criminal conviction, it is particularly violent in nature. According to the Certification for Determination of Probable Cause, BUOT struck his victim once in the head with a double-bladed axe in front of a crowd of people during a wedding reception. BUOT supposedly was angry with his victim for having "stolen" his girlfriend. BUOT continued his assault by repeatedly kicking his victim as he lay unconscious and bleeding on the floor. As a result of the attack, the victim was rushed to a nearby hospital where he was treated for an open and depressed skull fracture. When police arrived at the scene, BUOT refused to comply and repeatedly attempted to pull away from the officers. BUOT denied any wrongdoing, claimed that he carried the axe for protection and that he believed the individual wanted to fight "by the look in his eye." BUOT was convicted for Assault in the First Degree and sentenced to 105 months incarceration and 24 months community supervision.*

*At this juncture, the reviewer would offer that BUOT is both a danger to the community as well as a flight risk. The severity of his crime speaks for itself. It is unknown whether or not BUOT participated in any anger management while incarcerated. It is not possible to gauge the likelihood of him complying with the conditions of release, nothing was submitted at the time of review. BUOT's lack of participation in this process suggests an indifferent and irresponsible disposition.*

*Lastly, removal to Cambodia is likely. Over the past year the government of Cambodia has issued travel documents and citizens of this country have been removed from the United States. A new travel document request should be sent for reconsideration.*

*In light of the factors above, the reviewer believes that BUOT is not a candidate for release at this time.*

Nathalie P. Asher  
Reviewing Officer #1

2/4/2003  
Date:

\_\_\_\_\_  
Reviewing Officer #2 (Optional)

\_\_\_\_\_  
Date.

\_\_\_\_\_  
Supervisory Review Officer.

\_\_\_\_\_  
Date:

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### CUSTODY DETERMINATION

- ☐ RELEASE FROM CUSTODY / ORDER OF SUPERVISION
- ☒ CONTINUE IN CUSTODY (REFER TO HQ'S POST ORDER DETENTION UNIT)
- ☐ WAIT ADDITIONAL 90 DAYS, PENDING REMOVAL.  
(Maximum 180 days, then refer to HQ PDU)

Comments *I concur with the reviewing officer's assessment.  
Subject remains a threat to the community. Renew T/D request ASAP*

*Larry L. Moore, ADD/DRO SEA* *2/4/03*  
District Director or Designate Office Date



**U.S. Department of Justice**  
**Immigration and Naturalization Service**  
**Western Region, Seattle District**  
**SEADD#90/16.51**

*Office of Detention & Removal*

*815 Airport Way South  
Seattle, WA 98134  
206-553-7915  
Fax. 206-553-2387*

December 17, 2002

Vet BUOT (A27 290 441)  
Federal Detention Center/BOP  
Sea-Tac, WA

**Notice to Alien of Annual File Custody Review**

You are detained in the custody of the Immigration and Naturalization Service (INS) and you are required to cooperate with the INS in effecting your removal from the United States. If the INS has not removed you from the United States within the removal period as set forth in INA 241(a) (normally 90-days) of either: 1) your entering INS custody with a final order of removal, deportation or exclusion, or 2) the date of any final order you receive while you are in INS custody, the INS District Director will review your case for consideration of release on an Order of Supervision. Release, however, is dependent on your demonstrating by "clear and convincing evidence" that you **will not** pose a danger to the community and **will not** be a significant flight risk.

Your custody status will be reviewed on or about: **January 15, 2003**. The District Director may consider, but is not limited to considering the following:

- 1 The nature and seriousness of your criminal convictions;
- 2 Other criminal history;
- 3 Sentence(s) imposed and time actually served;
- 4 History of escapes, failures to appear for judicial or other proceedings, and other defaults;
5. Probation history;
6. Disciplinary problems while incarcerated;
- 7 Evidence of rehabilitative effort or recidivism;
- 8 Equities in the United States;
- 9 Prior immigration violations and history; and
10. Cooperation in obtaining your travel document.

You may submit any documentation you wish to be reviewed in support of your release, prior to the date listed above, to the attention of the Officer and address below. English translations must be provided pursuant to 8 CFR 103.2(b)(3). An attorney or other person may submit materials on your behalf.

U.S. Department of Justice  
**Immigration and Naturalization Service**  
Attn: Post Order Custody Review Unit  
P.O. Box 3222  
Seattle, WA 98114

(Page 1 of 2)

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Page 2

**Notice to Alien of File Custody Review  
Vet BUOT (A27 290 441)**

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**METHOD OF SERVICE**

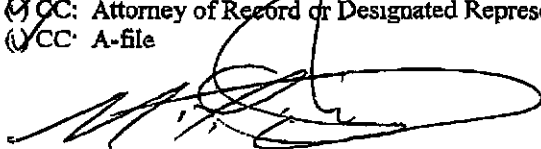
I certify that this form was provided to the alien by:

☒ CC: Attorney of Record or Designated Representative

☒ CC: A-file

(Hand)

(Institution Mail)

  
Signature of Officer

Tony Dayambari  
Print Name of Officer

12/17/02  
Date

(Page 2 of 2)

R032



USA Airbill

Case 2:03-cv-00289-RSL Document 9 Filed 03/17/03 Page 16 of 88

8272 5030 2043

0215

1 From Please print and press hard

Date 2/10/03 Sender's FedEx Account Number \_\_\_\_\_

Sender's Name \_\_\_\_\_ Phone ( ) \_\_\_\_\_

Company Consulate General of Cambodia

Address 4500 16th Street NW Dept./Room/Suite/Room \_\_\_\_\_

City Washington State DC ZIP 20011

2 Your Internal Billing Reference 27-290-441

3 To Recipient's Name SEA DRO-DepSiv Phone (206) 553-5948

Company IMMIGRATION & NATURALIZATION

Address 815 AIRPORT WAY S RM 314

To: HOLD at FedEx location, print FedEx address. We cannot deliver to P.O. boxes or P.O. ZIP codes.

City SEATTLE State WA ZIP 98134

See back for application instructions

Questions? Visit our Web site at fedex.com

or call 1 800 Go FedEx® (800)463-3339

By using this Airbill you agree to the service conditions on the back of this Airbill and in our current Service Guide, including terms that limit our liability.

0177787557

4a Express Package Service

☒ FedEx Priority Overnight Next business morning

☐ FedEx Standard Overnight Next business afternoon

☐ FedEx First Overnight Earliest next business morning delivery to select locations

☐ FedEx 2Day Second business day FedEx Envelope rate not available. Minimum charge One-pound rate

☐ FedEx Express Saver Third business day

☐ NEW! FedEx Extra Hours Later drop-off with next business afternoon delivery to select locations

4b Express Freight Service

☒ FedEx 1Day Freight\* Next business day Call for Confirmation

☐ FedEx 2Day Freight Second business day

☐ FedEx 3Day Freight Third business day

5 Packaging

☒ FedEx Envelope\*

☐ FedEx Pak\* Includes FedEx Small Pak, FedEx Large Pak, and FedEx Sturdy Pak

☐ Other Pkg Includes FedEx Box, FedEx Tube, and customer pkg.

6 Special Handling

☐ SATURDAY Delivery RESTRICTIONS: Available only for FedEx Priority Overnight and FedEx 2Day to select ZIP codes

☐ SUNDAY Delivery RESTRICTIONS: Available only for FedEx Priority Overnight to select ZIP codes

☐ HOLD Weekday at FedEx Location RESTRICTIONS: Not available with FedEx First Overnight

☐ HOLD Saturday at FedEx Location RESTRICTIONS: Available only for FedEx Priority Overnight and FedEx 2Day to select locations

Does this shipment contain dangerous goods? (See box must be checked)

☒ No ☐ Yes As per attached Shipper's Declaration

☐ Dry Ice Dry Ice 9, UN 1845 \_\_\_\_\_ kg ☐ Cargo Aircraft Only

Dangerous Goods (including Dry Ice) cannot be shipped in FedEx packaging or with FedEx Extra Hours service.

7 Payment Bill to

☐ Sender Acct. No. in Section 1 will be billed

☒ Recipient

☐ Third Party

☐ Credit Card

☐ Cash/Check

FedEx Acct. No. 1426-0735-2 Exp. Date \_\_\_\_\_

Total Packages	Total Weight	Total Declared Value†
		\$ 00

†Our liability is limited to \$100 unless you declare a higher value. See back for details.

8 Release Signature Sign to authorize delivery without obtaining signature

By signing you authorize us to deliver this shipment without obtaining a signature and agree to indemnify and hold us harmless from any resulting claims.

SAC12



USA Airbill

FedEx Tracking Number

8385 0535 0298

0215

1 From Please print and press hard

Date 2/11/03 Sender's FedEx Account Number 1426-0735-2

Sender's Name SEA DRO-DepSiv Phone ( ) \_\_\_\_\_

Company IMMIGRATION & NATURALIZATION SVC

Address 815 AIRPORT WAY S Dept./Room/Suite/Room \_\_\_\_\_

City SEATTLE State WA ZIP 98134-1310

2 Your Internal Billing Reference 27-290-441

3 To Recipient's Name \_\_\_\_\_ Phone ( ) \_\_\_\_\_

Company Consulate General of Cambodia

Address 4500 16th Street NW

To: HOLD at FedEx location, print FedEx address. We cannot deliver to P.O. boxes or P.O. ZIP codes.

Address \_\_\_\_\_

City Washington State DC ZIP 20011

Try online shipping at fedex.com

By using this Airbill you agree to the service conditions on the back of this Airbill and in our current Service Guide, including terms that limit our liability.

Questions? Visit our Web site at fedex.com

or call 1 800 Go FedEx® 800 463 3339

R031

0234910267

4a Express Package Service

☒ FedEx Priority Overnight Next business morning

☐ FedEx Standard Overnight Next business afternoon

☐ FedEx First Overnight Earliest next business morning delivery to select locations

☐ FedEx 2Day Second business day FedEx Envelope rate not available. Minimum charge One-pound rate

☐ FedEx Express Saver Third business day

4b Express Freight Service

☒ FedEx 1Day Freight\* Next business day Call for Confirmation

☐ FedEx 2Day Freight Second business day

☐ FedEx 3Day Freight Third business day

5 Packaging

☒ FedEx Envelope\*

☐ FedEx Pak\* Includes FedEx Small Pak, FedEx Large Pak, and FedEx Sturdy Pak

☐ Other

6 Special Handling

☐ SATURDAY Delivery RESTRICTIONS: Available ONLY for FedEx Priority Overnight and FedEx 2Day to select ZIP codes

☐ HOLD Weekday at FedEx Location RESTRICTIONS: NOT Available for FedEx First Overnight

☐ HOLD Saturday at FedEx Location RESTRICTIONS: Available ONLY for FedEx Priority Overnight and FedEx 2Day to select locations

Does this shipment contain dangerous goods? (See box must be checked)

☒ No ☐ Yes As per attached Shipper's Declaration

☐ Dry Ice Dry Ice 9, UN 1845 \_\_\_\_\_ kg ☐ Cargo Aircraft Only

Dangerous Goods (including Dry Ice) cannot be shipped in FedEx packaging

7 Payment Bill to

☒ Sender Acct. No. in Section 1 will be billed

☐ Recipient

☐ Third Party

☐ Credit Card

☐ Cash/Check

FedEx Acct. No. \_\_\_\_\_ Exp. Date \_\_\_\_\_

Total Packages	Total Weight	Total Declared Value†
		\$ 00

†Our liability is limited to \$100 unless you declare a higher value. See back for details.

8 Release Signature Sign to authorize delivery without obtaining signature

By signing you authorize us to deliver this shipment without obtaining a signature and agree to indemnify and hold us harmless from any resulting claims.

447





**U.S. Department of Justice**  
Immigration and Naturalization Service  
*Western Region, Seattle District*

*Office of Detention & Removal Operations*

*815 Airport Way South  
Seattle, WA 98134  
(206) 553-5948/7915  
Fax (206) 553-2387*

February 7, 2003

Consulate General of Cambodia  
4500 16th Street NW  
Washington, DC 20011

Dear Consulate General

BUOT, Vet, A27 290 441, a native and citizen of Cambodia, is in the custody of the Immigration and Naturalization Service. He is under removal proceedings, and has been ordered removed from the United States by the Immigration Judge. Therefore, it is respectfully requested that a travel document be issued to facilitate his return to Cambodia.

The attached are documents that your office requires. Your expeditious handling of this matter of mutual interest is greatly appreciated. We have included a return FedEx airbill and envelop for your convenience.

If additional information is needed, please call Deportation Officer Thomas Giles, William Penaloza or Nathalie Asher at the numbers given above.

Thank you for your assistance in this matter.

Sincerely,

*George L. Morones T-6*

George L. Morones  
Assistant District Director,  
Detention & Removal Operations



**U.S. Department of Justice**  
**Immigration and Naturalization Service**  
*Western Region, Seattle District*

*Office of Detention & Removal Operations*

*815 Airport Way South  
Seattle, WA 98134  
(206) 553-5948/7915  
Fax (206) 553-2387*

**February 7, 2003**

**Consulate General of Cambodia**  
**4500 16th Street NW**  
**Washington, DC 20011**

**Dear Consulate General:**

I, Thomas P. Giles, certify that on this date, the enclosed are true and correct copies of all original documents, including, but not limited to, cedula, passport, and identification cards

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas P. Giles".

Thomas P. Giles  
Deportation Officer

UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
IMMIGRATION COURT  
Seattle, Washington

File No.: A 27 290 441

May 13, 1996

In the Matter of

VET BUOT,

Respondent

)  
)  
)  
)  
)

ORDER RE  
DEPORTATION PROCEEDINGS

CHARGE: Section 241(a)(02)(A)(iii), I&N Act [8 U.S.C.  
Section 1251(a)(2)(A)(iii)] conviction of an  
aggravated felony

APPLICATION: Section 212(c), Waiver of Excludability

IN BEHALF OF RESPONDENT:

Vet Buot, Pro Per

IN BEHALF OF INS:

Gregory E. Fehlings, Esq.  
P.O. Box 3324  
Seattle, WA 98114

ORDER OF THE IMMIGRATION JUDGE

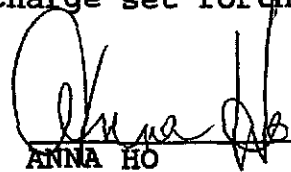
Respondent entered the United States as a refugee at or near San Francisco, California on or about November 15, 1983. On June 19, 1986, respondent adjusted to a permanent resident as of November 15, 1983. The Immigration and Naturalization Service (hereinafter "INS") issued an Order to Show Cause (hereinafter "OSC") on July 25, 1995, charging Respondent with deportability pursuant to Section 241(a)(02)(A)(iii) of the Immigration and Nationality Act (hereinafter "The Act"), for an aggravated felony. (Exhibit 1)

On July 7, 1995, the respondent was convicted in the State of

ORDER

IT IS HEREBY ORDERED that the Respondent's request to file an application for a waiver under Section 212(c) be pretermitted.

IT IS FURTHER ORDERED that respondent be deported from the United States to Cambodia on the charge set forth in the Order to Show Cause.

  
ANNA HO  
Immigration Judge

**U.S. Department of Justice**  
**Immigration and Naturalization Service**

Order to Show Cause and Notice of Hearing

**ORDER TO SHOW CAUSE AND NOTICE OF HEARING**  
**(ORDEN DE PRESENTAR MOTIVOS JUSTIFICANTES Y AVISO DE AUDIENCIA)**

*In Deportation Proceedings under section 242 of the Immigration and Nationality Act*  
*(En los tramites de deportacion a tenor de la seccion 242 de la Ley de Inmigracion y Nacionalidad )*

**United States of America:**  
**(Estados Unidos de América)**

**File No.** A27 290 441

**(No. de registro)**

**Dated** July 25, 1995  
**(Fecha)**

In the matter of  
*(En el asunto de)*  
 Address  
*(Direccion)*

BUOT, Vet  
(aka) BOUT, Vet (DOC #737154)

c/o Washington State Corrections Center  
Post Office Box 900

Shelton, WA. 98584

*(Respondent)*  
*(Demandado)*

Telephone No (Area Code) (360) 426-4433  
*(No de telefono y codigo de area)*

Upon inquiry conducted by the Immigration and Naturalization Service, it is alleged that  
*(Segun las indagaciones realizadas por el Servicio de Inmigracion y Naturalizacion, se alega que )*

- 1) You are not a citizen or national of the United States.  
*(Ud no es ciudadano o nacional de los Estados Unidos)*
- 2) You are a native of Cambodia and a citizen of Cambodia  
*(Ud es nativo de)* *(y ciudadano de)* (15 de Noviembre, 1983)
- 3) You entered the United States at or near San Francisco, California on or about November 15, 1983  
*(Ud entro a los Estados Unidos en o cerca de)* *(el dia o hacia esa fecha)*
- 4) At that time you entered as a refugee.  
*(En ese momento Ud. entro como un refugiado.)*
- 5) On June 19, 1986, you were accorded the status of a permanent resident as of November 15, 1983.  
*(En el 19 de Junio, 1986, Ud. fue acordado estados como un residente permanente desde el 15 de Noviembre, 1983.)*
- 6) You were on July 7, 1995, convicted in the Superior Court of Washington for King County, for the offense of Assault in the First Degree.  
*(Ud. resulto convicto el 7 de Julio, 1995, en el Tribunal Superior de Washington, Condado de King, por el delito de Asalto en el Primer Grado.)*
- 7) For that offense, the term of imprisonment imposed was 105 months.  
*(Por ese delito, el termino de confinamiento impuesto fue de 105 meses.)*

R026

U.S. Department of Justice  
Immigration and Naturalization Service

Order to Show Cause and Notice of Hearing

Respondent BUOT, Vet  
(aka) BOUT, Vet (DOC #737154)  
(Demandado)

Dated July 25, 1995  
(Fecha)  
File No A27 290 441  
(No de registro)

**AND** on the basis of the foregoing allegations, it is charged that you are subject to deportation pursuant to the following provision(s) of law

(Y segun los alegatos anteriores, se le acusa de estar sujeto a deportacion de acuerdo con la(s) siguiente(s) disposicion(es) de la ley )

- 1) Section 241 (a) (2) (A) (iii) of the Immigration and Nationality Act (Act), as amended, in that, at any time after entry, you have been convicted of an aggravated felony as defined in Section 101 (a) (43) of the Act, to wit: a crime of violence (as defined in Section 16 of Title 18, United States Code, not including a purely political offense), for which a term of imprisonment imposed was five years or more.  
(Seccion 241 (a) (2) (A) (iii) de la Ley de Inmigracion y Nacionalidad (INA), segun enmendada, en que, en algun momento despues de su entrada, Ud. ha resultado convicto de un felonía agravada, segun se define en la Seccion 101 (a) (43) de la INA, a saber: un delito de violencia (segun se define en la Seccion 16 del Titulo 18,Codigo de los Estados Unidos, que no incluye un delito puramente politico), por el cual fue impuesto un termino de confinamiento de cinco años o mas.)

**WHEREFORE, YOU ARE ORDERED** to appear for a hearing before an Immigration Judge of the Executive Office for Immigration Review of the United States Department of Justice at

(POR LO CUAL, SE LE ORDENA comparecer ante un juez de inmigracion de la Oficina Ejecutiva de Revision de Inmigracion del Departamento de Justicia de los Estados Unidos en )

To be calendared and notice provided by the Office of the Immigration Judge.

Address Notice will be mailed to the address provided by the Respondent.

(Direccion) (La oficina del juez de inmigracion enviara un aviso a la direccion facilitada  
On el demandado con la fecha de la audiencia.) At m  
(Fecha) (Hora)

and show cause why you should not be deported from the United States on the charge(s) set forth above

(y mostrar motivos justificantes por cual no deberia ser deportado de los Estados Unidos por los cargos expresados anteriormente )

Dated July 25, 1995  
(Fecha)

Signature of Issuing Officer Thomas W. Aimer  
(Firma del funcionario que la expide)

City and State of Issuance Seattle, Washington  
(Ciudad y Estado donde se expide)

Title of Issuing Officer District Director  
(Titulo del funcionario que la expide)

This Order to Show Cause shall be filed with the Immigration Judge of the Executive Office for Immigration Review at the address provided below. You must report any changes of your address or telephone number in writing to this office.

Debe presentar esta Orden de Presentar Motivos Justificantes a la Oficina Ejecutiva de Revision de Inmigración en la siguiente dirección. Debe notificar cualquier cambio de su domicilio o número de teléfono por escrito a

The Office of the Immigration Judge

1000 Second Avenue Suite 3150

Seattle, Wa. 98104

Certificate of Translation and Oral Notice

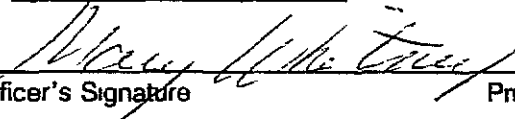
This Order to Show Cause ☐ was ☒ was not read to the named alien in the SPANISH language, which is his/her native language or a language which he/she understands

Date \_\_\_\_\_ Signature \_\_\_\_\_ Printed Name and Title of Translator \_\_\_\_\_  
 Address of Translator (If other than INS employee) or office location and division (if INS employee) \_\_\_\_\_  
BY CERTIFIED MAIL  
 (If oral notice was not provided please explain)

Manner of Service	Alien's Right Thumb Print
<input type="checkbox"/> Personal Service to Alien <input checked="" type="checkbox"/> Certified Mail - Return Receipt Requested <input checked="" type="checkbox"/> Alien <input type="checkbox"/> Counsel of Record	

Certificate of Service

This Order to Show Cause was served by me at \_\_\_\_\_ on September 01, 19 95 at \_\_\_\_\_ m.

 Mary Whitney Investigation Assistant Seattle, WA  
 Officer's Signature Printed Name Title Office

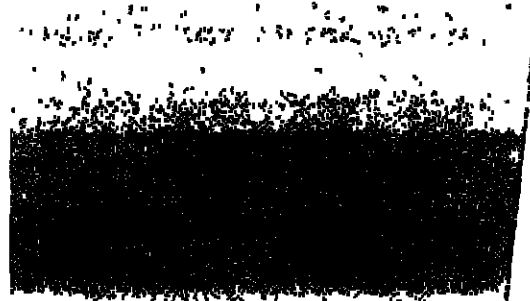
Alien's Signature (acknowledgment/receipt of this form)  
 (Firma de extranjero/acuse de recibo)

Request for Prompt Hearing and Waiver of 14-Day Minimum Period  
 (Solicitud de audiencia inmediata y renuncia al plazo mínimo de 14 días)

To expedite determination of my case, I request an immediate hearing, and waive my right to the 14 day notice.  
 (Para agilizar la decisión sobre mi caso, solicito una audiencia inmediata y renuncio a mi derecho a un plazo mínimo de 14 días)

Signature of Respondent  
 (Firma de demandado)

Date  
 (Fecha)





(See instructions on reverse. Please typewrite or print plainly in ink.)

FEE STAMP

Fee Waived because  
 Johnson I J 12-7-95

Alien Registration No

A27-290-441

Date

Jan, 3, 96

(1) I hereby apply for permission to return to the United States under the authority contained in Section 212(c) of the Immigration and Nationality Act

MY NAME IS	(First)	(Middle)	(Last)
	VET	S	BUOT
DATE OF BIRTH (Month, day, year)	PLACE OF BIRTH (City, province, country)		I AM A CITIZEN OF (Country)
2-1-69	Cambodia		Cambodia
PRESENT ADDRESS (Street and number, apt no., city, state, country)			
P.O. Box 520, Walla Walla, WA, 99362 U.S.A			

(2) I was lawfully admitted to the United States for permanent residence at:

PORT:	DATE (Month, day, year)	NAME OF VESSEL OR OTHER MEANS OF CONVEYANCE
SAN FRANCISCO, CA	11-15-83	(AIRPLANE)

(3) Since that admission I have departed from and reentered the United States as follows.

DEPARTED FROM THE UNITED STATES			RETURNED TO THE UNITED STATES			PURPOSE OF TRIP
Port	Date (Month, day, year)	Vessel or Other Means of Conveyance	Port	Date (Month, day, year)	Vessel or Other Means of Conveyance	

(4) During the past 7 years I have resided at the following places (List present address first)

(Complete Address - Include Apt. No.)			From -	To -
P.O. Box 520 Walla Walla WA 99362			Sept 1995	Present time
45 Front St Raymond WA 98577			May 1987	Sept 1995
			19	19
			19	19
			19	19

(5) During the past 7 years I have been employed as follows (List present employment first)

From -	To -	Employer's Name	Address	Occupation or Type of Business
Jan 1995	Dec 1998	Mr. Robert Blum	20 Box 520 Walla Walla WA	wire manufacturing
Feb 1992	Feb 1992	Scott ?	35 NE Renton, WA	Bus Maintenance
Jul 1987	Dec 1990	lot lost?	41 Allen St. Elmer WA	Evergreen

(6) My immediate family consists of the following persons:

Name	Relation	Date and Country of Birth	Citizen of	Present Address
I do not know any family members names because I was separated at age 7				
Angelina Selene Vet	daughter	Oct. 7, 1992, USA	USA	1320 S. 135 Ave NE #G Kirkland WA 98034

(7) I depart(ed) temporarily from the United States on or about (Date) and will remain

in (Country) approximately (Length of Time), for the purpose of

and expect to apply for admission at (Port)

I do not want to leave the USA

RECEIVED	TRANS IN	RET'D-TRANS OUT	COMPLETED

8) I believe I may be inadmissible to the United States for the following reasons:

he mother of my daughter cheated on me in 1995, and I was upset and  
 intoxicated and I got into a fight with her new lover. I was charged with 1st  
 degree assault and am serving time in the WA State Penitentiary. I need to  
 live in the USA to be with my daughter because she needs her father.

I understand that the information herein contained may be used in any criminal or civil proceedings, including deportation or exclusion, hereafter  
 instituted against me

I certify that the statements above are true and correct to the best of my knowledge and belief.

(Signature of Applicant)

**SIGNATURE OF PERSON PREPARING FORM, IF OTHER THAN APPLICANT**

I declare that this document was prepared by me at the request of the applicant and is based on all information of which I have any knowledge

(Signature)

(Address)

(Date)

**Decision.**

☐ Application granted upon the following terms and conditions

DATE  
OF  
ACTION  
DD

DISTRICT

**INSTRUCTIONS TO THE APPLICANT**

**READ INSTRUCTIONS CAREFULLY - FEE WILL NOT BE REFUNDED**

- (A) This form when completely executed, should be submitted to the District Director of the Immigration office having jurisdiction over your place of permanent residence.
- (B) A fee of ninety dollars (\$90) must be paid for filing this application. It cannot be refunded regardless of the action taken on the application. **DO NOT MAIL CASH. ALL FEES MUST BE SUBMITTED IN THE EXACT AMOUNT.** Payment by check or money order must be drawn on a bank or other institution located in the United States and be payable in United States currency. If applicant resides in Guam, check or money order must be payable to the "Treasurer, Guam." If Applicant resides in the Virgin Islands, check or money order must be payable to the "Commissioner of Finance of the Virgin Islands." All other applicants must make the check or money order payable to the "Immigration and Naturalization Service." When check is drawn on account of a person other than the applicant, the name of the applicant must be entered on the face of the check. If application is submitted from outside the United States, remittance may be made by bank international money order or foreign draft drawn on a financial institution in the United States and payable to the Immigration and Naturalization Service in United States currency. Personal checks are accepted subject to collectibility. An uncollectible check will render the application and any document issued pursuant thereto invalid. A charge of \$5.00 will be imposed if a check in payment of a fee is not honored by the bank on which it is drawn.
- (C) If the space provided in the form is insufficient to answer a question fully, you should attach a sheet of paper containing your answer which should be numbered to correspond with the question.
- (D) In Part (3) where absences have been numerous as a resident alien border crosser or as a seaman it will be sufficient to give the approximate number of such absences and the years covered thereby.
- (E) List specifically and in detail your reasons for possible inadmissibility. For example, if application is made because the applicant may be inadmissible due to conviction of crime, the designation of the crime, the date and place of its commission and of conviction therefor, and the sentence or other judgement of the court shall be stated in the application. In the case of disease, mental or physical defect or other disability, give exact description, duration thereof and date and place last treated.
- (F) If applicant is mentally incompetent or is under 14 years of age, the application shall be executed by his parent or guardian.

The authority for collection of the information requested on this form is contained in 8 U.S.C. 1103(a). Submission of the information is voluntary. The principal purpose for which the information is solicited is for use by a District Director of the Immigration and Naturalization Service to determine whether the applicant is eligible for advance permission to return to an unrelinquished domicile pursuant to the provisions of section 212(c) of the Immigration and Nationality Act, 8 U.S.C. 1182(c). The information solicited may also, as a matter of routine use, be disclosed to other federal, state, local, and foreign law enforcement and regulatory agencies, the Department of Defense including any component thereof (if the applicant has served, or is serving in the Armed Forces of the United States), the Department of State, Central Intelligence Agency, Interpol, and individuals and organizations, during the course of investigation to elicit further information required by the Service to carry out its functions. Failure to provide any or all of the solicited information may result in the denial of the application.

R021

(Family name) <b>Buot</b>	(First name) <b>VET</b>	(Middle name) <b>S</b>	<input checked="" type="checkbox"/> MALE <input type="checkbox"/> FEMALE	BIRTHDATE (Mo-Day-Yr) <b>02-01-69</b>	NATIONALITY <b>Combodia</b>	FILE NUMBER
ALL OTHER NAMES USED (Including names by previous marriages) <b>Bout</b>			CITY AND COUNTRY OF BIRTH <b>Combodia</b>		SOCIAL SECURITY NO (If any) <b>560-77-844</b>	
FATHER MOTHER (Maiden name) <b>I know nothing about my family. I was an orphan.</b>						
HUSBAND (If none so state) OR WIFE <b>N/A</b>	FAMILY NAME (For wife, give maiden name)	FIRST NAME	BIRTHDATE	CITY & COUNTRY OF BIRTH	DATE OF MARRIAGE	PLACE OF MARRIAGE
FORMER HUSBANDS OR WIVES (If none so state)						
FAMILY NAME (For wife, give maiden name)	FIRST NAME	BIRTHDATE	DATE & PLACE OF MARRIAGE	DATE AND PLACE OF TERMINATION OF MARRIAGE		
<b>N/A</b>						
APPLICANT'S RESIDENCE LAST FIVE YEARS LIST PRESENT ADDRESS FIRST						
STREET AND NUMBER	CITY	PROVINCE OR STATE	COUNTRY	FROM MONTH	YEAR	TO MONTH YEAR
<b>W-5-P, P.O. Box 520</b>	<b>Walla Walla</b>	<b>W-A</b>	<b>USA</b>	<b>Sept</b>	<b>95</b>	<b>PRESENT TIME</b>
<b>45 Front St</b>	<b>Raymond</b>	<b>W-A</b>	<b>USA</b>	<b>May</b>	<b>87</b>	<b>May 95</b>
APPLICANT'S LAST ADDRESS OUTSIDE THE UNITED STATES OF MORE THAN ONE YEAR						
STREET AND NUMBER	CITY	PROVINCE OR STATE	COUNTRY	FROM MONTH	YEAR	TO MONTH YEAR
<b>I don't know</b>		<b>Combodia</b>		<b>February</b>	<b>1969</b>	<b>November 1983</b>
APPLICANT'S EMPLOYMENT LAST FIVE YEARS (IF NONE, SO STATE) LIST PRESENT EMPLOYMENT FIRST						
FULL NAME AND ADDRESS OF EMPLOYER			OCCUPATION (SPECIFY)	FROM MONTH	YEAR	TO MONTH YEAR
<b>W-5 P, P.O. Box 520 Walla Walla WA</b>				<b>Nov</b>	<b>95</b>	<b>PRESENT TIME</b>
<b>Robert Blake Woodville WA</b>				<b>Feb</b>	<b>92</b>	<b>Dec 94</b>
<b>35 NE Relon WA</b>				<b>Jan</b>	<b>91</b>	<b>Feb 92</b>
<b>Scott 1st lot 41 Allen Elma, WA</b>				<b>June</b>	<b>87</b>	<b>Dec 90</b>
Show below last occupation abroad if not shown above (Include all information requested above)						
THIS FORM IS SUBMITTED IN CONNECTION WITH APPLICATION FOR: <input type="checkbox"/> NATURALIZATION <input type="checkbox"/> OTHER (SPECIFY) <input type="checkbox"/> STATUS AS PERMANENT RESIDENT						
Are all copies legible? <input checked="" type="checkbox"/> Yes			SIGNATURE OF APPLICANT <b>[Signature]</b>		DATE <b>Jan, 3, 96</b>	
IF YOUR NATIVE ALPHABET IS IN OTHER THAN ROMAN LETTERS WRITE YOUR NAME IN YOUR NATIVE ALPHABET IN THIS SPACE						

PENALTIES SEVERE PENALTIES ARE PROVIDED BY LAW FOR KNOWINGLY AND WILLFULLY FALSIFYING OR CONCEALING A MATERIAL FACT.

**APPLICANT:** BE SURE TO PUT YOUR NAME AND ALIEN REGISTRATION NUMBER IN THE BOX OUTLINED BY HEAVY BORDER BELOW.

COMPLETE THIS BOX (Family name)	(Given name)	(Middle name)	(Alien registration number)
<b>Buot</b>	<b>VET</b>	<b>S</b>	<b>A27-290-441</b>

## SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON,  
Plaintiff,

v.

VET BOUT

Defendant.

NO. 95-1-03640-2

FELONY WARRANT OF COMMITMENT

1. ( ) COUNTY JAIL
2. (X) DEPARTMENT OF CORRECTIONS
3. ( ) OTHER - CUSTODY
4. ( ) WESTERN STATE HOSPITAL  
Sexual Offender)

THE STATE OF WASHINGTON TO THE DIRECTOR OF ADULT DETENTION OF KING COUNTY

WHEREAS, Judgment has been pronounced against the defendant in the Superior Court of the State of Washington for the County of King, that the defendant be punished as specified in the Judgment and Sentence, ~~XXXXXX XXXXXX XXXXXX XXXXXX XXXXXX~~ a full true and correct copy of which is attached hereto.

- ( ) 1. YOU, THE DIRECTOR, ARE COMMANDED to receive the defendant for classification, confinement and placement as ordered in the Judgment and Sentence. (Sentence of confinement in King County Jail; or pursuant to RCW 9.94A.190(3), if the defendant is committed or returned for incarceration in a state facility or another felony, take and deliver the defendant to the proper officers of the Department of Corrections.)
- (X) 2. YOU, THE DIRECTOR, ARE COMMANDED to take and deliver the defendant to the proper officers of the Department of Corrections; and
- YOU, THE PROPER OFFICERS OF THE DEPARTMENT OF CORRECTIONS, ARE COMMANDED to receive the defendant for classification, confinement and placement as ordered in the Judgment and Sentence. (Sentence of confinement in Department of Corrections custody.)
- ( ) 3. YOU, THE DIRECTOR, ARE COMMANDED to receive the defendant for classification, confinement and placement as ordered in the Judgment and Sentence. (Sentence of confinement or placement not covered by Sections 1 and 2 above and 4 below.)
- ( ) 4. The defendant is committed for up to thirty (30) DAYS evaluation at Western State Hospital to determine amenability to sexual offender treatment.

YOU, THE DIRECTOR, ARE COMMANDED to take and deliver the defendant to the proper officers of the State pending delivery to the proper officers of the Department of Social and Health Services.

YOU, THE PROPER OFFICERS OF THE SECRETARY OF THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES, ARE COMMANDED to receive the defendant for evaluation as ordered in the Judgment and Sentence.

By direction of the Honorable

Dated: July 10, 1995

RICHARD M. ISHIKAWA

Judge

M. JANICE MICHELS

Clerk

By:

Deputy Clerk

R-19

<b>RECORD OF DEPORTABLE ALIEN</b> (See A M - 2790 31 34 for Instructions)											
Family Name (Capital Letters) BUOT, Vet (aka) BOUT, Vet (DOC #737154)				Given Name Middle Name		Sex M	Hair blk	Eyes brn	Complexion med		
Country of Citizenship CAMBODIA	Passport Number and Country of Issue None		File Number A27 290 441		PLEASE TYPE OR PRINT IN BLOCK CAPITAL LETTERS	Height 67	Weight 120	Occupation labor			
US Address telephone (360) (426) 4433 (Street) (City) (State) 98584 (Zip Code) c/o Washington State Corrections Center, POB 900, Shelton, WA						Scars or Marks 1" scar at left elbow					
Date Place Time Manner of Last Entry 1983, SFR, refugee (air)						Passenger Boarded At unknown					
Number Street City Province (State) and Country of Permanent Residence (LPR in USA) 45 Front Street, Raymond, WA., USA						FBI No 547 127 WA6					
Birthdate 2-1-69 (26)					Date of Action 7-11-95		Location Code SEA		Marital Status <input checked="" type="checkbox"/> Single <input type="checkbox"/> Married <input type="checkbox"/> Widowed <input type="checkbox"/> Divorced		
City Province (State) and Country of Birth Battambang, CAMBODIA					AR Form (Type & No) <input checked="" type="checkbox"/> N/A		<input type="checkbox"/> Lifted <input type="checkbox"/> Not Lifted		Method of Location/ Apprehension 511.2.2		
Visa Issued At—NIV No N/A					Social Security Account Name Vet BUOT					Status of Entry (Refugee) Immigrant	
Date Visa Issued N/A					Social Security No 560 77 8441		Send CO Rec Check To SEA		Status When Found In Institution		
Immigration Record No prior history of adverse actions...					Criminal Record No prior history other than Assault 1 conviction, on 7-11-95, at King Co., WA.. Sentence imposed was 105 months confinement.						
Name Address and Nationality of Spouse (Maiden Name if appropriate) Not Married								Number & Nationality of minor Children 1 - USC			
Father's Name and Nationality and Address if Known unknown					Mother's Present and Maiden Names, Nationality and Address if Known Som BUOT (Cambodia) deceased						
Monies Due/Property in U.S. Not in Immediate Possession <input checked="" type="checkbox"/> None Claimed <input type="checkbox"/> See Form 1 43					Fingerprinted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Lookout Book Checked <input checked="" type="checkbox"/> Not Listed <input type="checkbox"/> Listed Code		Departation Charge(s) (Code Words) D2A3		
Name and Address of (Last) (Current) U.S. Employer Claimed none & none known...					Type of Employment N/A		Salary \$ N/A hr		From To N/A N/A		
Narrative (Outline particulars under which alien located/apprehended. Include details not shown above re time place manner of last entry and elements which establish administrative and/or criminal violation. Indicate means and route of travel to interior.) Alien has been advised of communication privileges pursuant to 8 CFR 242.2(e). Initial Date 7-11-95 Advised of I-214 rights in English; Furnished legal services form. On Tuesday - July 11, 1995, SUBJECT was encountered in receiving at the Washington State Corrections Center, Shelton, WA. SUBJECT stated that he was a native and citizen of Cambodia; that he had lawful permanent resident (LPR) status in the USA for the past 13 years; and, that his last and only USA entry was in 1983, at San Francisco, CA., when SUBJECT traveled to the United States, via commercial airliner, and was granted entry as a refugee. Later, when I reviewed SUBJECT's "A" file, #A27 290 441, I found that SUBJECT is a native and citizen of Cambodia, and that SUBJECT was, in fact, admitted to the United States, on November 15, 1983, at San Francisco, CA., as a refugee. A review of SUBJECT's "A" file also revealed that, on June 19, 1986, SUBJECT was accorded the status of a LPR as of November 15, 1983. SUBJECT has neither applied for, nor has he received, United States citizenship. SUBJECT has not served in the United States armed forces. SUBJECT acknowledged that he was arrested by the police, on or about May 14, 1995, at Seattle, WA. Resulting from that arrest, SUBJECT was convicted on July 7, 1995, in the Superior Court of Washington for King County, for the offense of Assault in the First Degree. Although a special verdict/finding was <u>not</u> made (as part of the conviction record) that SUBJECT was armed with a deadly weapon, my review of court papers resulted in finding that SUBJECT had committed the assault, on the head of the victim, by striking the victim with a double-bladed axe. SUBJECT was sentenced to 105 months confinement. Copies of conviction documents were provided by WCC Shelton, to this investigator and have been (If space insufficient show "continued" and continue on reverse from bottom up) CONTINUED ON FORM I-831 INS-Seattle											
DISTRIBUTION 1 - File / #A27 290 441 1 - Statistics / ACAP 1 - Log 1 - Intelligence					TRD: 7-20-2003 Received (subject and documents) (report of interview) from Officer <u>Donald G. Protteau</u> <u>July 25,</u> 19 <u>95</u> at ( ) M Disposition <u>OSC/WA</u> (Receiving Officer) <u>Donald G. Protteau, Sp. Agent</u>						



U.S. Department of Justice  
Immigration and Naturalization Service

Continuation Page for Form I-213

Alien's Name BUOT, Vet (aka) BOUT, Vet (DOC #737154)	File Number A27 290 441	Date July 25, 1995
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Form I-213 Narrative / Page 2 (Continued)

retained in SUBJECT's file. (King County/Cause #95-1-03640-2)

SUBJECT has no other history of criminal violations or convictions. While SUBJECT claimed to have a 2-year-old, USC child, the child resides with the mother at Kirkland, WA., and SUBJECT does not contribute to the support of mother and child. SUBJECT does not have any brothers or sisters residing in the USA nor does have any other relatives in the USA. Outside of prison/jail, SUBJECT has no fixed address in the USA. His last address was 45 Front Street, Raymond, WA.

REC: OSC/WA - Aggravated Felon TRD: 7-20-2003

Signature <i>Louise D. P...</i> Donald G. Protteau	Title Special Agent / INS-Seattle
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(Form I-213) 2 of 2 Pages

U S Department of Justice  
Immigration and Naturalization Service

Application for Order to Show Cause  
and Bond/Custody Processing Sheet

(Relating Form I 213  
must be attached)

A Name BUOT, Vet (aka) BOUT, Vet (DOC #737154)		Office SEA	File A27 290 441
Address c/o Washington State Corrections Center, POB 900, Shelton, WA., 98584		telephone #(360) 426-4433	Date July 25, 1995
FACTUAL ALLEGATIONS			
1 You are not a citizen or national of the United States			
2 You are a native of <u>Cambodia</u> and a citizen of <u>Cambodia</u>			
3 You entered the United States at <u>San Francisco, CA.</u> on <u>November 15, 1983</u>			
4. At that time you entered as a refugee. (Date)			
5. On <u>June 19, 1986</u> , you were accorded the status of a permanent resident as of November 15, 1983.			
6. You were on July 7, 1995, convicted in the Superior Court of Washington for King County, for the offense of Assault in the First Degree. 7. For that offense, the term of imprisonment imposed was 105 months. Records contained in SUBJECT's "A" file...			
Supporting documents proposed are 105 months. Copies of conviction documents (King County/Cause #95-1-03640-2), I-213, I-214, &			
B ADDITIONAL FACTORS TO BE CONSIDERED FOR BOND CUSTODY DETERMINATION			
1 Is a petition application pending for this alien or family member? (explain) No...			
2 Total times apprehended <u>No prior history of apprehensions...</u> Bonded before? <u>No...</u> How many times? <u>N/A</u> Released o/r before <u>No...</u> Bond breached? <u>N/A</u> How many times? <u>N/A</u> Complied with o/r <u>N/A</u>			
3 Present state of health of subject, of spouse children (if other than good, explain) Good...			
4 To all time in US, dates and location, residing with (Family members or others) Since 1983, SUBJECT has resided in the State of Washington. Last address prior to his commitment to prison was 45 Front Street, Raymond, WA., USA.			
5 Personal property in US (house and non-liquid assets) Any personal property will accompany SUBJECT...			
6 Family members in US (Wife, children, immediate relatives) address if different than subject SUBJECT claimed to have a 2-year-old USC child who resides with the mother at an unknown address in Kirkland, WA. SUBJECT never married the child's mother. SUBJECT has no other relatives who reside in the USA.			
7 Employment history (Other than current) Claimed none & no history of employment known...			
8 Other factors i.e. false claim, attempted flight, unsupervised children at home, etc AGGRAVATED FELON... Used a double-blade axe to strike victim in the head resulting in a crushed skull. . SUBJECT has no ties to local community... No fixed address outside of prison...			
C The undersigned recommends <input type="checkbox"/> V/D without OSC <input checked="" type="checkbox"/> OSC Charge(s) (Code) <u>D2A3</u> (Page No) _____ <input checked="" type="checkbox"/> Trial Attorney <input checked="" type="checkbox"/> Interpreter <u>Cambodian</u> (Language) <input type="checkbox"/> Prosecution Violation <input checked="" type="checkbox"/> W/A For the following reasons likely to abscond .. Aggravated Felon... Signature <u>Donald G. Protteau</u> Title <u>Sp. Agent / INS-Seattle</u> Supervisory Approval Signature <u>[Signature]</u> Title <u>SSA</u>			
D Approved as to legal sufficiency. <u>8/23/95</u> (Date) <u>[Signature]</u> (Signature) <u>TA</u> (Title) <u>Sea</u> (Office)			
E Based on the above information I have set the following bond \$ <u>No Bond</u> <input type="checkbox"/> DD <input type="checkbox"/> Acting DD <input checked="" type="checkbox"/> DDD <input type="checkbox"/> ADDI <input type="checkbox"/> OIC <input type="checkbox"/> <u>8-24-95</u> (Date) <u>[Signature]</u> (Signature) <u>[Signature]</u> (Office)			

When alien named on this detainer is available for INS pick-up:  
Mon-Fri 0800-1600 -- call #(206) 553-7716 or 553-7917 and, if  
possible, follow-up with copy of detainer (I-247) faxed to  
#(206) 553-2387. Before or After hours: call #(206) 467-6046  
or #(206) 467-6030 and ask for Detention Duty Officer.

File No  
A27 290 441  
Date  
July 26, 1995

TO (Name, title and institution)

RECORDS  
Washington State Corrections Center  
Post Office Box 900  
Shelton, WA. 98584  
telephone #(360) 427-4581

FROM (INS Office Address)

United States Immigration & Natz. Service  
Seattle District Office - Investigations  
815 Airport Way South  
Seattle, WA. 98134  
#(206) 553-7716 or #(206) 553-7917

Name of Inmate

BUOT, Vet (aka) BOUT, Vet (DOC #737154)

Month, Day and Year of Birth  
2-1-69

Sex  
male

Nationality  
CAMBODIA

YOU ARE ADVISED THAT THE ACTION NOTED BELOW HAS BEEN TAKEN BY THIS SERVICE CONCERNING  
THE ABOVE-NAMED INMATE OF YOUR INSTITUTION

- ☒ Investigation has been initiated to determine whether this person is subject to deportation from the U S
- ☐ An Order to Show Cause in deportation proceedings, a copy of which is attached, was served on  
\_\_\_\_\_, 19 \_\_\_\_
- ☐ A warrant of arrest in deportation proceedings, a copy of which is attached, was served on  
\_\_\_\_\_, 19 \_\_\_\_
- ☐ Deportation from the United States has been ordered.

IT IS REQUESTED THAT YOU

- ☒ Accept this notice as a detainer. This is for notification purposes only and does not limit your discretion in any  
decision affecting the offender's classification, work and quarters assignments or other treatment which he would  
otherwise receive
- ☒ Please complete and sign the bottom block of the duplicate of this form and return it to this office ☐ A self-  
addressed franked envelope is enclosed for your convenience
- ☒ Notify this office of the time of release at least 30 days prior to release or as much in advance as possible
- ☒ Notify this office in the event of death or transfer to another institution.

Donald G. Protteau  
Donald G. Protteau SEA-127  
Signature

Special Agent / INS-Seattle  
Title

Receipt acknowledged

7-26-95: FAX'd to WCC, Shelton, WA.

Probable date of release

Signature

Title



Form 1-214  
(Rev 8-1-73) NUNITED STATES DEPARTMENT OF JUSTICE  
Immigration and Naturalization ServiceFile No. A27 290 441WARNING AS TO RIGHTS

Before we ask you any questions, you must understand your rights

You have the right to remain silent

Anything you say can be used against you in court, or in any immigration or administrative proceeding

You have the right to talk to a lawyer for advice before we ask you any questions and to have him with you during questioning.

If you cannot afford a lawyer, one will be appointed for you before any questioning if you wish

If you decide to answer questions now without a lawyer present, you will still have the right to stop answering at any time. You also have the right to stop answering at any time until you talk to a lawyer.

WAIVER

I have read this statement of my rights and I understand what my rights are. I am willing to make a statement and answer questions. I do not want a lawyer at this time. I understand and know what I am doing. No promises or threats have been made to me and no pressure or coercion of any kind has been used against me.

Signature

Date and hour

7/11/95 1535

Place

Shelton, WA.CERTIFICATION

I HEREBY CERTIFY that the foregoing Warning and Waiver were read by me to the above signatory, that he also read it and has affixed his signature hereto in my presence.

Immigration Officer

Signature

Witness' Signature

None

English

Interpreter's Signature

Language

Interpreter's Address

INTERVIEW LOG1. Person interviewed BUOT, Vet2. Officer(s) Protteau3. Place (exact address and identity of room) WCC, Bldg. C,Receiving Area, Shelton, WA.4. Date July 11, 19955. Exact Time/place of encounter or arrest 1535 PM WCC, Shelton, WA.6. If transported from place of encounter to interrogation point, show exact time involved Not TransportedNote whether interrogation continued during transporting N/A7. Officer making arrest and/or transporting subject Protteau8. Time interview began 1535 PM9. Time subject or suspect advised of right to remain silent and fact any statement could be used against him in court and name of officer furnishing advice 1535 PM Protteau10. Time subject advised of right to presence of counsel, retained or appointed and name of officer furnishing advice 1535 PM Protteau11. Time questioning concluded 1550 PM12. Time written statement commenced N/A13. Person preparing statement N/A14. Time statement completed N/A15. Time statement reviewed by person interviewed N/A16. Time statement signed N/A17. Record of requests and complaints of subject and actions taken thereon None...

R014

10:16           TECS II EXTERNAL MESSAGE DISPLAY

072695       T2MD0610  
              T2PD0632

QUEUE TYPE:    TERMINAL            QUEUE NAME:   Y27B  
                                      MSG STATUS:   NACK

\*\*\*\*\* TEXT OF MESSAGE \*\*\*\*\* PAGE 02 \*\*\*\*\*  
SUPERVISION/DOC OFFENDER.UPDATED/070395  
DOC/735274

\*\*\*\*\* THIS IS NOT A WARRANT \*\*\*\*\*  
\*\*\*\*\* DO NOT ARREST ON THIS INFORMATION \*\*\*\*\*  
NAM/BUOT, VET DOB/020169  
AKA/  
LOCATION/WA COR CTR RC .CUSTODY STATUS/RESIDENT  
SUPERVISION/INMATE .UPDATED/071195  
DOC/737154

\*\*\* NO MORE DOC LOCATOR HITS \*\*\*

QW.WAINSSET1.BOUT, VET.020169  
072695-071708

MESSAGE IS DISPLAYED. DEPRESS PF5(MSG INDEX) PF9(PREV SCRN) PF14(ACKD MSG)  
  PF16(NEXT MSG) . PF19(MSG LOG)   PF18=(REROUTE)

END OF THIS MESSAGE  
(PF1=HELP) (PF3=MAIN MENU) (PF4=PREV MENU) (PF7=PREV PAGE) (PF8=NEXT PAGE)

DOC Locator

R013

13 40

TECS II EXTERNAL MESSAGE DISPLAY

060895 I MD0610  
121D0632

QUEUE TYPE PERSONAL QUEUE NAME P4C4 SIG ID 047  
 DATE/TIME 060895 131817 MSG STATUS NACK CIRCUI  
 \*\*\*\*\* TLXT OF MESSAGE \*\*\*\*\* PAGE 01 \*\*\*\*\*  
 ROM NCIC ON 06/08/95 AT 13 18 17  
 LOICQUP4C404200042  
 AINSSETO  
 HIS NCIC INTERSTATE IDENTIFICATION INDEX RESPONSE IS THE RESULT OF YOUR  
 INQUIRY ON NAM/BUOT.VLT SLX/H PAC/A DOB/020169 PUR/C

NAME FBI NO. INQUIRY DATE  
 UOT,VET 547127WA6 06/08/95

LX	RACE	BIRTH DATE	HEIGHT	WEIGHT	EYES	HAIR	BIRTH PLACE
1	A	02/01/69	507	170	BRO	BLK	CAMBODIA/KAMPUCHEA

FINGERPRINT CLASS

4 09 05 07 06

8 11 02 05 04

ESSAGE IS DISPLAYED. DEPRESS PF5(MSG INDEX) PF9(PREV SCRIN) PF14(ACKD MSG)  
 PF16(NEXT MSG), PF12(MSG LOG) PF18=ROUTE

USE PF KEYS TO CONTINUE

PF1=HELP) (PF3=MAIN MENU) (PF4=PREV MENU) (PF7=PREV PAGE) (PF8=NEXT PAGE)

FBI

✓

R012

13 41

IFCS II EXTERNAL MESSAGE DISPLAY

060895

CPMD0610

LTPD0632

QUEUE TYPE	PERSONAL	QUEUE NAME	P404	SEQ ID	042
DATE/TIME	060895 131817	MSG STATUS	NACK	CIRCUIT	
***** TEXT OF MESSAGE ***** PAGE 02 *****					

SOCIAL SECURITY

60-77-8441

IDENTIFICATION DATA UPDATED 11/01/94

THE CRIMINAL HISTORY RECORD IS MAINTAINED AND AVAILABLE FROM THE  
FOLLOWING

WASHINGTON SIA - STATE ID/WA17148257

HF RECORD(S) CAN BE OBTAINED THROUGH THE INTERSTATE IDENTIFICATION  
INDEX BY USING THE APPROPRIATE NCIC TRANSACTION.

NO

MESSAGE IS DISPLAYED. DEPRESS PF1(MSG INDEX) PF9(PREV SCRN) PF14(ACQ MSG)  
PF16(NEXT MSG) PF19(MSG LOG) PF18 (REROUTE)

END OF THIS MESSAGE

PF1=HELP) (PF3 MAIN MENU) (PF4=PREV MENU) (PF7=PREV PAGE) (PF8=NEXT PAGE)

11 59

TECS II EXTERNAL MESSAGE DISPLAY

062795 TQMD0610  
TQPD0642

QUEUE TYPE	PERSONAL	QUEUE NAME	PAGE	SEQ ID	692
DATE/TIME	062795 144950	MSG STATUS	NACK	CIRCUIT	

\*\*\*\*\* TEXT OF MESSAGE \*\*\*\*\* PAGE 01 \*\*\*\*\*  
 FROM MILTS ON 06/27/95 AT 14 49 50

K.WA1110000

1 50 06/27/95 04652

1 50 06/27/95 07071 WA1N5E10

CQUP4CE692

XT

IDK/2LO1CQUP4CE69200692

JIN/BFRG

THE FOLLOWING RECORD PERTAINS TO SID/WA17148257

PAGE 01

## - WASHINGTON STATE CRIMINAL HISTORY -

NAME STATE ID NO. FBI NO. INQUIRY DATE  
 MESSAGE IS DISPLAYED. DITPRESS PF5(MSG INDEX) PF9(PREV SCR) PF14(ACKD MSG)  
 PF15(NEXT MSG). PF19(MSG LOG) PF18-(REQUIT)  
 USE F1 KEYS TO CONTINUE  
 PF1 (HELP) (PF3=MAIN MENU) (PF4=PREV MENU) (PF7=PREV PAGE) (PF8=NEXT PAGE)

State of WA.

Criminal History Roll

14 59

TECS II EXTERNAL MESSAGE DISPLAY

062795

T2MD0310  
12FD0632

QUEUE TYPE	PERSONAL	QUEUE NAME	PAGE	SEQ ID	692
DATE/TIME	062795 144950	MSG STATUS	NACK	CIRCUIT	
***** TEXT (1) MESSAGE ***** PAGE 02 *****					
QUOT. VIT		WA17148257	54/12/W06	06/27/95	

SEX	RACE	BIRTHDATE	HGT	WGT	EYES	HAIR	BIRTHPLACE
M	A	02-01-69	507	120	BRN	BLK	CJ

FINGERPRINT CLASSIFICATION N/A

(NCIC)

CUSTODY STATUS N/A

LOCATION N/A

TYPE N/A

NON-VERIFIED CUSTODY STATUS INFORMATION PROVIDED BY D.O.C.

# DETAILS

MESSAGE IS DISPLAYED. DEPRESS PF5(MSG INDEX) PF9(PREV SCRIN) PF14(ACKD MSG)  
PF16(NEXT MSG). PF19(MSG LOG) PF18=(RETURN)

USE PF KEYS TO CONTINUE

(PF1=HELP)(PF3=MAIN MENU)(PF4=PREV MENU)(PF7=PREV PAGE)(PF8=NEXT PAGE)

14 '59

TECS TT EXTERNAL MESSAGE DISPLAY

062795

12MD0610

121D0637

QUEUE TYPE	PERSONAL	QUEUE NAME	PAGE	SEQ ID	692
DATA/TIME	062795 144950	MSG STATUS	NACK	CIRCUIT	
***** NEXT OF MESSAGE ***** PAGE 03 *****					
NAME		BIRTHDATE	SOC SEC	MISC. NO	SEX RAC

560-77-0441

## SCARS, MARKS AND TATTOOS

NO KNOWN SCARS, MARKS AND TATTOO DETAILS

## APPLICANT DETAILS

MESSAGE IS DISPLAYED. DIPRESS PF5(MSG INDEX) PF9(PREV SCRIN) PF14(ALL MSG)  
 PF16(NEXT MSG). PF19(MSG LOG) PF18-(REFROUTE)  
 JSL PF KEYS TO CONTINUE  
 (PF1-HELP)(PF3=MAIN MENU)(PF4-PREV MENU)(PF7-PREV PAGE)(PF8-NEXT PAGE)

15 00

TECS II EXTERNAL MESSAGE DISPLAY

062795 12MD0610  
12PD0632

QUEUE TYPE	PERSONAL	QUEUE NAME	PAGE	SEQ ID	693
DATE/TIME	062795 144950	MSG STATUS	NACK	CIRCUIT	
***** TEXT OF MESSAGE ***** PAGE 04 *****					

\*\*\*\*\*

NO KNOWN APPLICANT DETAILS

\*\*\*\*\*

# ARREST DETAILS

ARREST 01

DCN 179736

PCN 000406287

DATE 08-18-94

AGENCY WAKCS0000 - KING CO SHERIFF'S OFFICE SEATTLE WA

ARREST NAME BUOT, VLI

OFFENSE 01

MESSAGE IS DISPLAYED. DIPRESS F5(MSG INDEX) PF9(PRI V SCRIN) PF14(ACND MSG)  
PF16(NEXT MSG). PF19(MSG LOG) PF18-(REROUTE)

USE PF KEYS TO CONTINUE

(PF1=HELP)(PF3 MAIN MENU)(PF4 PRI V MENU)(PF7 PREV PAGE)(PF8 NEXT PAGE)



15 00 TEC3 11 EXTERNAL MESSAGE DISPLAY

062795 12MD0010  
12MD0002

QUEUE TYPE	PERSONAL	QUEUE NAME	FACE	SEQ ID	692
DATE/TIME	062795 144950	MSG STATUS	NACH	CIRCUIT	

\*\*\*\*\*TEXT OF MESSAGE\*\*\*\*\* PAGE 05 \*\*\*\*\*

01135 - ASSAULT 4 - DU

UNIQUE NUMBER	940273544	OFFENSE DATE	08 18 94
JUVEL OFFENSE	N	DISPOSITION RESPONSIBILITY	WAO1708AJ

## DISPOSITION

STATUS N/A

DISPO DATE N/A -

CAUSE N041645

ARREST - 02

OCC M536159 PCN 000822116

DATE 05 14 95

AGENCY WASPD0000 - SLATITE PD

ARREST NAME BUOT, VET

OFFENSE 01

01000 ASSAULT

MESSAGE IS DISPLAYED. DEPRESS F11(MSG INDEX) F19(PREV SCRN) PF14(ACFD MSG)  
PF16(NEXT MSG), PF19(MSG LOG) PF18 (PERQUTE)

USE F1 KEYS TO CONTINUE

(F11-HELP) (F13=MAIN MENU) (PF4 PREV MENU) (PF7 PREV PAGE) (PF8 NEXT PAGE)

R006

15 00 TICS II EXTERNAL MESSAGE DISPLAY

06/2/95 12MD00310  
12PD00310

QUEUE TYPE	PERSONAL	QUIR NAME	FACE	STG ID	692
Date/TIME	06/2/95	144950	MSG STATUS	NACK	CIRCUIT
***** TEXT OF MESSAGE ***** PAGE 06 *****					
UNIQUE NUMBER	950214522	OFFENSE DATE	05-14-95		
JUVEN OFFENSE	N	DISPOSITION RESPONSIBILITY	WA017013A		

DISPOSITION

DOC ACTIVITY

---

\* \* \*

NO KNOWN DOC ACTIVITY DETAILS

\* \* \*

\* THIS IS A SINGLE STATE OFFENDER RECORD

END OF RECORD

MESSAGE IS DISPLAYED. DEPRESS PF5(MSG INDEX) PF9(PREV SCR) PF14(NEXT MSG)  
PF16(NEXT MSG), PF19(MSG LOG) PF18=(RETURN)

SET PF11YS TO CONTINUE

PF1 HELP) (PF3 MAIN MENU) (PF4=PREV MENU) (PF7 PREV PAGE) (PF8=NEXT PAGE)

R005

To be Fed x'd  
7-17-95 PL

7/11/95

Grace,

Would you please rush order  
this file for me from SFR? SUBJECT  
is in jail and under investigation.  
Fed Ex if SFR can do. Thanks

- Lon (SEA 127)

SIMSIN IMMIGRATION AND NATURALIZATION SERVICE 06/27/95  
COMMAND CENTRAL INDEX SYSTEM - DETAILED SEARCH DISPLAY 14 45 15

027290441 NAME: BUOT , VET DOB: 020169

LAST BUOT  
FIRST VIT  
MIDDLE  
ALIASES

NAIZ DATE  
COURT  
LOCATION

SEX FOM SFR COB KAMPU DOE 111583  
FCO SFR COA RE6 CQC KAMPU FATHER MAI  
FCO SFR SEC0 DFO 071184 BIN MOTHER MOM

SSN  
-94 ADM #  
PASSPORT #  
FBI #  
DRIVER LIC  
INGER CD#

CONSOLIDATED A-NOS --OTHER INFORMATION -  
CARD X

CLEAR EXIT PF4 RETURN PF5 HELP PF6 CIS MAIN MENU  
PF7 NEXT SEARCH PF8 VIEW HISTORY PF9 VIEW EAD PF10 NAMES  
TO REQUIRES A SPECIAL SECURITY CLASS.

CIS ✓

R004

IMDH1  
OMMAND

IMMIGRATION AND NATURALIZATION SERVICE  
CENTRAL INDEX SYSTEM - STATUS/HISTORY DATA

06/27/95  
14 45 '54

027290441 NAME RUQ1		, VI T		DOB 020162		
ACTION	LOC	ACTION-DATE	ST	REASON/COURT#	MISC	NYLD-DATE
STATUS CHANGE	STR	00/00/00		PR		00/00/00
STATUS CHANGE	SIR	11/15/83		RE6		08/01/86

CLEAR EXIT F14 RETURN F15 HELP F16 MENU

R003

Root

**FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE**  
**WASHINGTON, D C. 20537**

<table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:50%; text-align: right; padding-right: 10px;">YES</td> <td style="width:50%; text-align: right; padding-right: 10px;">NO</td> </tr> <tr> <td style="text-align: right;">PALM PRINTS TAKEN?</td> <td style="text-align: center;"><input type="checkbox"/> <input checked="" type="checkbox"/></td> </tr> <tr> <td style="text-align: right;">PHOTO AVAILABLE?</td> <td style="text-align: center;"><input checked="" type="checkbox"/> <input type="checkbox"/></td> </tr> </table> <hr/> <p>IF ARREST FINGERPRINTS SENT FBI PREVIOUSLY AND FBI NO UNKNOWN          FURNISH ARREST NO _____ DATE _____</p> <hr/> <p>STATUTE CITATION (SEE INSTRUCTIONS NO 9) <u>CIT</u>          1 8 USC 1251          2          3</p> <hr/> <p>ARREST DISPOSITION SEE INSTRUCTION NO 5) <u>ADN</u></p> <hr/> <p>EMPLOYER IF U.S. GOVERNMENT INDICATE SPECIFIC AGENCY          IF MILITARY LIST BRANCH OF SERVICE AND SERIAL NO  <u>Claimed none &amp; none known...</u></p> <hr/> <p>OCCUPATION  <u>labor</u></p> <hr/> <p>RESIDENCE OF PERSON FINGERPRINTED  <u>45 Front Street, Raymond, WA., USA</u>  <u>(last address prior to being committed to</u>  <u>prison on 7-11-95)</u></p> <hr/> <p>SCARS MARKS TATTOOS AND AMPUTATIONS <u>SMT</u>  <u>1" scar at left elbow</u></p> <hr/> <p>BASIS FOR CAUTION <u>ICO</u></p> <hr/> <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:50%; border-right: 1px solid black; padding-right: 10px;">DATE OF OFFENSE <u>DOO</u> 071195</td> <td style="width:50%; padding-left: 10px;">SKIN TONE <u>SKN</u> med</td> </tr> </table> <hr/> <p>MISC NO <u>MNU</u></p> <hr/> <p>ADDITIONAL INFORMATION</p>	YES	NO	PALM PRINTS TAKEN?	<input type="checkbox"/> <input checked="" type="checkbox"/>	PHOTO AVAILABLE?	<input checked="" type="checkbox"/> <input type="checkbox"/>	DATE OF OFFENSE <u>DOO</u> 071195	SKIN TONE <u>SKN</u> med	<p align="center"><b>INSTRUCTIONS</b></p> <ol style="list-style-type: none"> <li>1 UNLESS OTHERWISE PROVIDED BY REGULATION IN YOUR STATE FINGERPRINTS ARE TO BE SUBMITTED DIRECTLY TO FBI IDENTIFICATION DIVISION FORWARD IMMEDIATELY FOR MOST EFFECTIVE SERVICE</li> <li>2 FINGERPRINTS SHOULD BE SUBMITTED BY <u>ARRESTING AGENCY ONLY</u> (MULTIPLE PRINTS ON SAME CHARGE SHOULD <u>NOT</u> BE SUBMITTED BY OTHER AGENCIES SUCH AS JAILS RECEIVING AGENCIES ETC) REQUESTS COPIES OF FBI IDENTIFICATION RECORD FOR ALL OTHER INTERESTED AGENCIES IN BLOCK BELOW GIVE COMPLETE MAILING ADDRESS INCLUDING ZIP CODE</li> <li>3 TYPE OR PRINT ALL INFORMATION</li> <li>4 NOTE AMPUTATIONS IN PROPER FINGER BLOCKS</li> <li>5 LIST FINAL DISPOSITION IN BLOCK ON FRONT SIDE IF NOT NOW AVAILABLE SUBMIT LATER ON FBI FORM R 84 FOR COMPLETION OF RECORD IF FINAL DISPOSITION NOT AVAILABLE SHOW PRE TRIAL OR ARRESTING AGENCY DISPOSITION e.g. RELEASED NO FORMAL CHARGE BAIL TURNED OVER TO IN THE ARREST DISPOSITION BLOCK PROVIDED ON THIS SIDE</li> <li>6 MAKE CERTAIN ALL IMPRESSIONS ARE LEGIBLE FULLY ROLLED AND CLASSIFIABLE</li> <li>7 CAUTION CHECK BOX ON FRONT IF CAUTION STATEMENT INDICATED BASIS FOR CAUTION (ICO); MUST GIVE REASON FOR CAUTION e.g. ARMED AND DANGEROUS SUICIDAL ETC</li> <li>8 MISCELLANEOUS NUMBER (MNU) SHOULD INCLUDE SUCH NUMBERS AS MILITARY SERVICE PASSPORT AND/OR VETERANS ADMINISTRATION IDENTIFY TYPE OF NUMBER</li> <li>9 PROVIDE STATUTE CITATION IDENTIFYING SPECIFIC STATUTE (example PL for PENAL LAW) AND CRIMINAL CODE CITATION INCLUDING ANY SUB SECTIONS</li> <li>10 ALL INFORMATION REQUESTED IS ESSENTIAL</li> <li>11 PRIVACY ACT OF 1974 (P.L. 93-579) REQUIRES THAT FEDERAL STATE OR LOCAL AGENCIES INFORM INDIVIDUALS WHOSE SOCIAL SECURITY NUMBER IS REQUESTED WHETHER SUCH DISCLOSURE IS MANDATORY OR VOLUNTARY BASIS OF AUTHORITY FOR SUCH SOLICITATION AND USES WHICH WILL BE MADE OF IT</li> </ol> <hr/> <p>REPLY DESIRED? YES <input type="checkbox"/> NO <input type="checkbox"/>          (REPLY WILL BE SENT IN ALL CASES IF SUBJECT FOUND TO BE WANTED)</p> <hr/> <p>IF COLLECT WIRE OR COLLECT TELEPHONE REPLY DESIRED          INDICATE HERE (WIRE SENT ON ALL UNKNOWN DECEASED)</p> <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:33%;">WIRE REPLY <input type="checkbox"/></td> <td style="width:33%;">TELEPHONE REPLY <input type="checkbox"/></td> <td style="width:33%;">TELEPHONE NO. AND AREA CODE _____</td> </tr> </table> <hr/> <p>SEND COPY TO NAME <u>ORI</u> NUMBER AND ADDRESS _____</p> <hr/> <p>LEAVE BLANK</p>	WIRE REPLY <input type="checkbox"/>	TELEPHONE REPLY <input type="checkbox"/>	TELEPHONE NO. AND AREA CODE _____
YES	NO											
PALM PRINTS TAKEN?	<input type="checkbox"/> <input checked="" type="checkbox"/>											
PHOTO AVAILABLE?	<input checked="" type="checkbox"/> <input type="checkbox"/>											
DATE OF OFFENSE <u>DOO</u> 071195	SKIN TONE <u>SKN</u> med											
WIRE REPLY <input type="checkbox"/>	TELEPHONE REPLY <input type="checkbox"/>	TELEPHONE NO. AND AREA CODE _____										



**FEDERAL PUBLIC DEFENDER**  
Western District of Washington

February 19, 2003

**FILE**

District Director  
Immigration and Naturalization Service  
815 Airport Way South  
Seattle, Washington 98134

Re: Vet Buot, INS #A 27-290-441  
Buot v. Ashcroft, W.D.Wa. Case #C03-289L

Dear District Director

I have been appointed by the district court to represent the above-noted individual in his habeas corpus petition challenging his ongoing detention by the Immigration and Naturalization Service (INS).

I am writing to request that the INS release Mr. Buot to the community pursuant to your inherent authority over aliens facing final orders of deportation, and pursuant to the Memorandum for Regional Directors from Michael A. Pearson, Executive Associate Commissioner, Office of Field Operations, dated February 3, 1999.

I do not know if Mr. Buot has previously made such a request, as I have not yet had the opportunity to review his administrative file. Whether or not he has, please treat this as a new, specific request for release from detention

I wish to emphasize that we are making this request in a good faith effort to settle the above-noted habeas case. We are not making this request under any belief that such a request is a necessary step to exhaust administrative remedies. Specifically, we believe that Mr. Buot's detention of several years, with no reasonable expectation that his deportation order will be executed in the foreseeable future, is unlawful, and that further attempts to obtain his release administratively are not required under the exhaustion doctrine before reaching the merits of his habeas petition. As noted above, however, we are interested in settling his case, and his release by the Service would obviously accomplish this by mooted his petition.

Lot 1



INS District Director

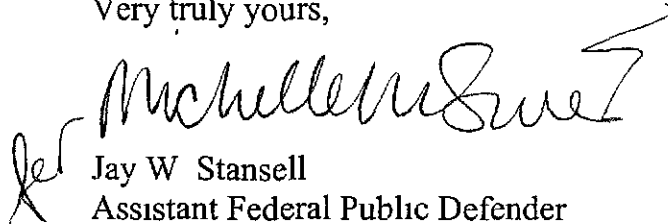
February 19, 2003

Page 2

We therefore request that an administrative review interview be held at FDC SeaTac, 2425 S 200th St., SeaTac, WA, and that such a hearing take place upon notice to Mr. Buot and counsel, and in the presence of counsel

Upon receipt of this request, please notify my office of the earliest time available to schedule such a hearing. Thank you for your attention to this matter.

Very truly yours,

  
Jay W Stansell  
Assistant Federal Public Defender

Michelle Sweet  
Staff Attorney

Lotto

FILED 021803 ENTERED  
LODGED RECEIVED

FEB 18 2003 DM

AT SEATTLE  
CLERK U.S. DISTRICT COURT  
BY WESTERN DISTRICT OF WASHINGTON DEPT. T



CV 03-00289 #000000007

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

BUOT VET,

Petitioner,

v

JOHN D. ASHCROFT, *et al*,

Respondents.

CASE NO C03-0289L

ORDER FOR SERVICE,  
AND FOR RETURN AND  
STATUS REPORT

Petitioner has filed a Petition for Writ of Habeas Corpus under 28 U.S.C. § 2241, challenging his detention by the Immigration and Naturalization Service ("INS"). It is therefore  
**ORDERED**

(1) The Clerk shall arrange for service upon William Johnston, the Acting District Director of the Immigration and Naturalization Service in Seattle, upon the United States Attorney General in Washington, D.C., and upon the civil process clerk of the United States Attorney for the Western District of Washington of copies of the Petition, of all documents in support thereof, and of this Order by registered or certified mail, return receipt requested. The Clerk shall also direct copies of this Order to the Federal Public Defender and the Office of Immigration Litigation in Washington, D C

ORDER FOR SERVICE AND  
STATUS REPORT  
PAGE - 1

7

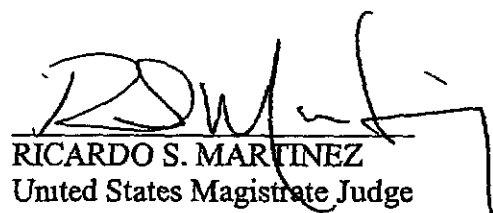
(2) Petitioner alleges, *inter alia*, that his detention is unlawful because the I.N.S. is unable to effectuate his removal to Cambodia in the reasonably foreseeable future. Given this allegation, the government is directed to submit evidence directed principally at the issue of petitioner's "entry" into the United States and the likelihood of his removal, in a Return and Status Report (RSR) showing cause why the Petition should not be granted. The RSR shall be filed not later than thirty (30) days prior to the expiration of the six month presumptively permissible period of detention, as set forth by the Supreme Court in *Zadvydas v. Davis*, 121 S. Ct. 2491 (2001).

According to the Petition, the six month period in this case will expire on or about April 17, 2003. Therefore, the RSR shall be filed no later than March 17, 2003.

(3) Counsel for petitioner may file a reply to the RSR within seven (7) business days of receipt of the RSR

(4) The Clerk is directed to also send a copy of this Order to the Honorable Robert S. Lasnik.

DATED this 18 day of February, 2003.

  
RICARDO S. MARTINEZ  
United States Magistrate Judge

FILED ENTERED  
LODGED RECEIVED

FEB 10 2003 DM

AT SEATTLE  
CLERK U.S. DISTRICT COURT  
BY WESTERN DISTRICT OF WASHINGTON DEPUTY

Vet Buot  
Reg. No. 20378-461  
FDC SeaTac  
P.O. Box 13900  
SeaTac, WA 98198

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON

Vet Buot,  
A# 27-290-441

Petitioner,

v.

JOHN D. ASHCROFT, Attorney  
General; UNITED STATES  
IMMIGRATION AND NATURALIZATION  
SERVICE, and INS District  
Director, Seattle District,

Respondents.

NO. CIV

003-0289L

PETITION FOR WRIT OF HABEAS  
CORPUS BY A PERSON IN FEDERAL  
CUSTODY PURSUANT TO 28 U.S.C.  
§ 2241

1. Name and location of place of confinement:

Federal Detention Center, SeaTac, 2425 S. 200th Street, SeaTac,  
Washington 98198, pursuant to a contractual arrangement with my  
custodian, the INS District Director at Seattle, Washington.

2. Name and location of court causing confinement:

INS District Director, Seattle, Washington.

3. Case Name and Number: [INS file number, if known]

A# 27-290-441

4. Date of judgment of conviction: [Date of Order of Confinement]

INS Order of Deportation: May 13, 1996;

INS Custody: October 17, 2002

5. Sentencing Date: N/A

1 6. Sentence: N/A

2  
3 7. Sentencing Judge: N/A

4 8. Nature of offense or offenses for which you were convicted: N/A

5  
6 9. What was your plea: N/A

7  
8 10. Kind of trial: N/A

9 11. Did you testify at trial? N/A

10 12. Did you appeal from the judgment of conviction or sentence? NO

11 [Any administrative review?]

12 13. If you did appeal, list the court to which you appealed:

13 (a) Name of Court: [or administrative tribunal]:

14 (b) Result:

15 (c) Date of Result:

16 14. Did you seek any further review? NO

17  
18 15. List the court(s) to which you sought further review?

19 (a) Name of Court: [or administrative tribunal]:

20 (b) Nature of Review:

21 (c) Result:

22 (a) Name of Court: [or administrative tribunal]:

23 (b) Nature of Review:

24 (c) Result:

25 16. Other than a direct appeal from the judgment of conviction and  
26 sentence, have you previously filed any petitions, applications,  
27 or motions with respect to your confinement  
28 in any court, state or federal?  
No.

## 17. GROUND FOR RELIEF:

A. My indefinite detention by respondent INS is in violation of my rights to procedural and substantive due process, as guaranteed by the Fifth Amendment to the United States Constitution.

B. My indefinite detention by respondent INS is in violation of the six-month limitation set forth in former 8 U.S.C. §§ 1252(c) and (d).

C. The substantive provisions of AEDPA and IIRIRA may not, consistent with their terms and with due process requirements, be given retroactive effect in my case.

D. Because I am seeking relief related only to my custody status, which is not inconsistent with an order of deportation, exhaustion of administrative remedies, if any, is not required.

E. My detention is unconstitutional, because I am not a flight risk, and I do not present a danger to society.

F. My detention is unconstitutional, because I am not an aggravated felon.

G. My indefinite detention is unlawful because the INS has no statutory authority pursuant to 8 U.S.C. § 1231(a)(6) to indefinitely detain me, because my removal cannot be effectuated in the foreseeable future. Zadvydas v. Davis, 121 S.Ct. 2491 (U.S. June 28, 2001) (No. 99-7791).

H. I was taken into INS custody on October 17, 2002. I was previously ordered deported to Cambodia on May 13, 1996. I have been in INS custody with a final order of deportation since October 17, 2002. As of today's date, the INS has not been able to effectuate my removal. I have done everything the INS has asked of me to try to get travel documents, and will cooperate fully in any requests that they have for information that will help that process.

I.

J.

18. Do you have any petition or appeal now pending in any court or administrative body as to the claims raised above?

NO

19. Have you exhausted your administrative remedies with respect to the claims raised above?

See 17(D), above. yes

1 20. State the administrative remedies that you pursued?

2 (a) Nature of Review:

3 (b) Result:

4 (a) Nature of Review:

5 (b) Result:

6 (a) Nature of Review:

7 (b) Result:

8  
9 21. Give the name and addresses, if known, of each attorney who  
10 represented you in the following stages of the underlying  
11 judgment:

12 (a) At preliminary hearing: N/A

13 (b) At arraignment and plea: N/A

14 (c) At change of plea: N/A

15 (d) At trial: N/A

16 (e) At sentencing: N/A

17 (f) On appeal: N/A

18 (g) In any post-conviction proceedings: N/A

19 (h) On appeal from any adverse ruling in post conviction  
20 proceedings: N/A

21 (i) Other:

22 (j) Other:

23 22. Do you have any future sentence to serve after you complete the  
24 sentence imposed by the underlying judgment in your case?

25 NO

26 23. If you are seeking leave to proceed in forma pauperis, have  
27 you completed the sworn affidavit setting forth the required  
28 information?

Yes.


**PRAYER FOR RELIEF**

Based upon the illegal and unconstitutional actions listed above, I request that the Court grant my petition and direct respondent to release me from custody, as well as any other relief to which I may be entitled in this proceeding under 28 U.S.C. § 2241.

I verify, under penalty of perjury, that the foregoing information is true and correct to the best of my recollection.

Dated: 01-24-03, 2003.

Respectfully submitted,

  
Vet Buot  
No. 20378-461  
FDC SeaTac  
P.O. Box 13900  
SeaTac, WA 98198-1090

[SIGN NAME]

In Propria Persona



FEB 18 2003 DM

The Honorable Magistrate Judge  
304 U.S. Courthouse,  
1010 Fifth Avenue  
Seattle, Washington 98104

FILED ENTERED  
LODGED RECEIVED

FEB 10 2003 DM

Re: Vet Buot, A 27-290-441

AT SEATTLE  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
DEPUTY

Dear Magistrate Judge:

C03-0289 L

We have conducted an initial review of Vet Buot's habeas corpus petition. It appears his case falls within the group of petitions challenging the statutory authority of the INS to detain him pursuant to Zadvydas v. Davis, 121 S.Ct. 2491 (U.S. June 28, 2001) (No. 99-7791). In addition, Mr. Buot challenges the constitutionality of indefinite INS detention.

As Mr. Buot has set forth in his habeas petition, his case is controlled by Zadvydas v. Davis, 121 S.Ct. 2491 (U.S. June 28, 2001) (No. 99-7791).

- Mr. Buot was ordered deported to Cambodia on May 13, 1996. He was then taken into INS custody on October 17, 2002.
- Therefore his order of deportation became final on May 13, 1996, and the 90-day removal period expired on or about January 17, 2003. Mr. Buot's deportation to Cambodia is not reasonably likely to occur within the reasonably foreseeable future because Cambodia is repatriating fewer than 50 deportees a year.

Based on these facts, our office believes that the INS does not have the statutory or constitutional authority to detain Mr. Buot because his case is governed by Zadvydas v. Davis and thus his continued detention is unlawful.

Should Mr. Buot qualify financially, we would welcome the opportunity to assist him in pursuing his claims for relief. Thank you.

Very truly yours,

Thomas W. Hillier by CK

Thomas W. Hillier, II  
Federal Public Defender

CV 03-00289 #00000004

cc: Christopher Pickrell, AUSA  
Colleen Allen, Pro Se Law Clerk

4

## NOTICE OF ENTRY OR APPEARANCE AS ATTORNEY OR REPRESENTATIVE

In re:  Buot v. Ashcroft	DATE 2/10/03
	FILE No. A 27-290-441

I hereby enter my appearance as attorney for (or representative of), and at the request of, the following named person(s):

NAME Vet Buot	<input checked="" type="checkbox"/> Petitioner <input type="checkbox"/> Beneficiary	<input type="checkbox"/> Applicant <input type="checkbox"/>
ADDRESS (Apt. No.) CSC	(Number & Street)	(City) (State) (ZIP Code)

NAME	<input type="checkbox"/> Petitioner <input type="checkbox"/> Beneficiary	<input type="checkbox"/> Applicant <input type="checkbox"/>
ADDRESS (Apt. No.)	(Number & Street)	(City) (State) (ZIP Code)


Check Applicable Item(s) below:

☒ 1. I am an attorney and a member in good standing of the bar of the Supreme Court of the United States or of the highest court of the following State, territory, insular possession, or District of Columbia  
Washington State  
(Name of Court) and am not under a court or administrative agency order suspending, enjoining, restraining, disbaring, or otherwise restricting me in practicing law.

☐ 2. I am an accredited representative of the following named religious, charitable, social service, or similar organization established in the United States and which is so recognized by the Board:

☐ 3. I am associated with \_\_\_\_\_ the attorney of record who previously filed a notice of appearance in this case and my appearance is at his request. (If you check this item, also check item 1 or 2 whichever is appropriate.)

☐ 4. Others (Explain fully.)

SIGNATURE 	COMPLETE ADDRESS Federal Public Defender 1111 Third Avenue, Suite 1100 Seattle, WA 98101
NAME (Type or Print) Michelle Sweet	TELEPHONE NUMBER (206) 553-1100

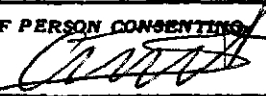
PURSUANT TO THE PRIVACY ACT OF 1974, I HEREBY CONSENT TO THE DISCLOSURE TO THE FOLLOWING NAMED ATTORNEY OR REPRESENTATIVE OF ANY RECORD PERTAINING TO ME WHICH APPEARS IN ANY IMMIGRATION AND NATURALIZATION SERVICE SYSTEM OF RECORDS. Jay W. Stansell; or others at Federal

(Name of Attorney or Representative)

Public Defender

THE ABOVE CONSENT TO DISCLOSE IS IN CONNECTION WITH THE FOLLOWING MATTER:

All immigration and INS detention matters

NAME OF PERSON CONSENTING BUOT, VST	SIGNATURE OF PERSON CONSENTING 	DATE 01-24-03
--	--	------------------

(NOTE: Execution of this box is required under the Privacy Act of 1974 where the person being represented is a citizen of the United States or an alien lawfully admitted for permanent residence.)



ROYAL EMBASSY OF CAMBODIA  
TO THE UNITED STATES OF AMERICA  
WASHINGTON, D.C

August 5, 1996

Mr George L Morones  
Assistant District Director  
US Immigration and  
Naturalization Service  
Office of Detention & Deportation  
P O Box 3222  
Seattle, Washington 98114

Dear Mr Morones

I have the honor to acknowledge receipt of your letter dated July 19, 1996, regarding the deportation and the issuance of a travel document for Vet Buot (A27 290 441), who is currently in the custody of the Immigration and Naturalization Service in Seattle, Washington

The Government of the United States of America and the Royal Government of Cambodia have not yet negotiated an agreement to cover the deportation and return of former Cambodian citizens to Cambodia. I regret to inform you that the Royal Embassy of Cambodia is, therefore, not authorized to issue travel documentation for Vet Buot.

Please accept, Mr Morones, the assurances of my highest consideration

A handwritten signature in cursive script, appearing to read 'Chhea Phany'.

Chhea Phany  
2nd Secretary and Consul

RECEIVED  
DETENTION & DEPORTATION  
96 AUG 13 AM 7:49  
U.S. IMMIGRATION SERVICE  
SEATTLE, WASHINGTON

IMMIGRATION AND NATURALIZATION SERVICE  
OFFICE OF DETENTION AND DEPORTATION  
P.O. Box 3222  
Seattle, Washington 98114

The Cambodian Consulate  
4500 16th Street NW  
Washington, D.C 20011

July 19, 1996

re: A27 290 441

Dear Sir:

Vet Buot aka Vet Bout, native and citizen of Cambodia, is in the custody of the Immigration and Naturalization Service. He is under deportation proceedings and has been ordered deported from the United States by the Immigration Judge. Therefore, it is respectfully requested that a travel document be issued to facilitate his return to Cambodia.

Attached are documents that your office has requested. Your expeditious handling of this matter of mutual interest is greatly appreciated.

If additional information is needed, please call Detention & Deportation Officer(s) Thomas Sebens or Ken Hamilton 206-553-5948.

Sincerely,

*George L Morones*  
George L Morones *cm*  
Assistant District Director  
Detention & Deportation

*Pkg Consisted of  
Judge's Order.  
OSC  
213  
Bio Inf.*



U. S. Department of Justice

Executive Office for Immigration Review

Office of the Immigration Judge

444

1000 Second Avenue, Suite 2500

Seattle, Washington, 98104

DATE: May 21, 1996

FILE No. A27 290 441

Vet BUOT, Inmate No: 737154  
c/o Tana Wood, Superintendent  
Washington State Penitentiary  
P. O. Box 520  
Walla Walla, Washington 99362

IN THE MATTER OF: VET BUOT

Attached is a copy of the decision of the Immigration Judge. This decision is final unless an appeal is filed with the Board of Immigration Appeals on or before June 3, 1996, by returning to the Immigration Court, a copy of the enclosed Form EOIR-26, Notice of Appeal, with a certificate of service, and with proof that a fee of one hundred ten dollars (\$110.00) has been paid to the Immigration and Naturalization Service.

\* Send the appeal to EOIR, Immigration Court, 1000 Second Avenue, Suite 2500, Seattle, WA 98104.

\* PLEASE NOTE: FEES ARE NOT ACCEPTED BY THE IMMIGRATION COURT! If appeal is being handled by an attorney, s/he must also submit a Form EOIR-27.

Sincerely,

*Arlene D. Gray*  
Clerk, EOIR

cc: Gregory E. Fehlings, Deputy District Counsel  
Immigration & Naturalization Service  
P. O. Box 3324  
Seattle, WA 98114

L028

Judge Anna Ho

UNITED STATES DEPARTMENT OF JUSTICE  
 EXECUTIVE OFFICE OF IMMIGRATION REVIEW  
 1000 SECOND AVENUE, SUITE 3150  
 SEATTLE, WASHINGTON 98104

In the Matter of	)	
	)	File No A27 290 441
Vet Buot,	)	
	)	MEMORANDUM OF LAW
Respondent	)	
_____	)	

The Respondent is currently scheduled for a hearing on his application for relief under Section 212(c) of the Immigration and Nationality Act. INS submits that the Respondent is no longer eligible for relief because Section 440 of the Antiterrorism and Effective Death Penalty Act, Pub. L. 104-132, 110 Stat. 1214 (April 24, 1996), rendered Section 212(c) inapplicable to the Respondent. Respondent has been convicted of aggravated assault with an axe and sentenced to 105 months confinement. Because aggravated assault is a crime of violence, he has been convicted of an aggravated felony. He has committed a criminal offense covered in Section 241(a)(2)(A)(iii) of the Immigration and Nationality Act. Respondent has already admitted the allegations and charges of deportability related to this subsection of Section 241 of the INA. INS has also submitted the Respondent's record of conviction. The Antiterrorism and Effective Death Penalty Act (AEDPA) makes 212(c) relief unavailable to aliens who have committed any criminal offense covered by this section of the Immigration and Nationality Act.

Section 440 of the AEDPA eliminates the availability of Section 212(c) relief to an alien who is deportable "by reason of having committed any criminal offense covered in section 241(a)(2) (A)(iii), (B), (C), or (D), or any offense covered by section 241(a)(2)(A)(ii) for which both predicate offenses are covered by section 241(a)(2)(A)(i) "

The President signed AEDPA into law at 3:05 p.m., EST, April 24, 1996. Although many provisions amending the Immigration and Nationality Act contain effective dates, others do not--including section 440. Where an act is silent as to the effective date of a provision, the


effective date is the date that it was signed by the President. United States v King, 948 F.2d 1227 (11th Cir 1991), Demars v First Service Bank for Savings, 907 F.2d 1237 (1st Cir 1990); United States v. York, 830 F.2d 885 (8th Cir. 1987). Therefore, AEDPA became effective at the time of signature, 3.05 p.m , EST, on April 24, 1996 United States v Casson, 434 F.2d 415, 417 (D.C. Cir 1970)

The amended law is applicable to this case, and to all pending cases involving applications for Section 212(c) relief. When a law is changed before a decision is handed down by an administrative agency, the agency must apply the new law. See Ziffren v United States, 318 U S 73 (1943); Urbina-Mauricio v INS, 989 F.2d 1085, 1088 n. 4 (9th Cir 1993), Talanoa v INS, 397 F.2d 196, 200 (9th Cir 1968). Specifically, an application for admission to the United States is a continuing application, and admissibility is determined on the basis of the facts and the law at the time the application is finally considered. Matter of Alarcon, 20 I&N Dec. 557 (BIA 1992), Matter of Kazemi, 19 I&N Dec 49 (BIA 1984); Matter of K-, 9 I&N Dec. 143 (S.I O., BIA 1959, A G 1961), aff'd sub nom Klapholz v. Esperdy, 201 F.Supp. 294 (S D N Y 1961). Similarly, in deportation proceedings, "[a]n application for relief from deportation is an ongoing application and the law to be applied to that application is that existing at the time the final administrative decision is made " Matter of U-M-, 20 I&N Dec 327, 332 (BIA 1991), aff'd sub nom Ubrina-Mauricio v INS, 989 F.2d 1085 (9th Cir 1993), Matter of A-A-, 20 I&N Dec 492, 501 n 21 (BIA 1992). "In deportation proceedings, a final administrative decision does not exist until the Board renders its decision in the case on appeal or certification, or, where no appeal to the Board is taken, when the right to appeal is waived, or the time allotted for appeal has expired " Matter of Alarcon, 20 I&N Dec at 652. See Matter of Lok, 18 I&N Dec 101 (BIA 1981), aff'd on other grounds sub nom Lok v INS, 681 F.2d 107 (2d Cir 1982) The amended version of Section 212(c) applies to this case and all cases pending

Thus, for the reasons stated, the Respondent is ineligible for relief under Section 212(c) of the Immigration and Nationality Act

United States Department of Justice  
Immigration & Naturalization Service

Date May 6, 1996


By   
GREGORY E. FEHLINGS  
DEPUTY DISTRICT COUNSEL  
INS LITIGATION SECTION  
POST OFFICE BOX 3324  
SEATTLE, WASHINGTON 98114  
(206) 553-5917

CERTIFICATION

I hereby certify that the foregoing document was mailed, postage prepaid, this date, to:

Vet Buot  
Inmate No 737154  
Washington State Penitentiary  
Walla Walla, WA. 99362

Date: May 6, 1996

By.   
GREGORY E. FEHLINGS  
INS DEPUTY DISTRICT COUNSEL  
POST OFFICE BOX 3324  
SEATTLE, WA 98114



UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
IMMIGRATION COURT  
SEATTLE, WASHINGTON

File: A 27290/441

Date of Notice: 4/24/96

To: Vet BUOT

Inmate No: 737154

NOTICE OF HEARING IN DEPORTATION PROCEEDINGS

You are hereby notified that a hearing in this case is scheduled before an Immigration Judge on

Sept 25, 1996 at 10:00am at the  
Wash St Penitentiary  
Walla Walla WA

You may be represented in this proceeding at no expense to the Federal Government by an attorney or other individual authorized to represent persons in these proceedings. Your attorney or representative should appear with you at the scheduled hearing. Enclosed with this notice is a Form EOIR 28, Notice of Entry of Appearance as Attorney or Representative, which your attorney or representative must present at the hearing, or preferably, file in advance with the

IMMIGRATION COURT  
1000 SECOND AVENUE, SUITE 2500  
SEATTLE, WASHINGTON 98104-1046

ANYONE EXPECTING TO ENTER THE FACILITY IN ORDER TO APPEAR AT THE IMMIGRATION HEARING IS SUBJECT TO CORRECTIONS DEPARTMENT POLICIES AND PROCEDURES REGARDING ENTRY. CONTACT THE SECURITY OFFICE AT THIS PRISON IN ADVANCE OF THE DAY OF THE HEARING FOR FURTHER SPECIFIC INFORMATION ABOUT ENTRY GUIDELINES.

FOR INFORMATION REGARDING THE STATUS OF YOUR CASE, CALL TOLL FREE 1-800-898-7180.

Enclosure: Form EOIR 28

2Y

L024

UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
IMMIGRATION COURT  
Seattle, Washington

File No.: A 27 290 441

May 13, 1996

In the Matter of

VET BUOT,

Respondent

) ORDER RE  
) DEPORTATION PROCEEDINGS  
)  
)  
)

CHARGE: Section 241(a)(02)(A)(iii), I&N Act [8 U.S.C.  
Section 1251(a)(2)(A)(iii)] conviction of an  
aggravated felony

APPLICATION: Section 212(c), Waiver of Excludability

IN BEHALF OF RESPONDENT:

Vet Buot, Pro Per

IN BEHALF OF INS:

Gregory E. Fehlings, Esq.  
P.O. Box 3324  
Seattle, WA 98114

ORDER OF THE IMMIGRATION JUDGE

Respondent entered the United States as a refugee at or near San Francisco, California on or about November 15, 1983. On June 19, 1986, respondent adjusted to a permanent resident as of November 15, 1983. The Immigration and Naturalization Service (hereinafter "INS") issued an Order to Show Cause (hereinafter "OSC") on July 25, 1995, charging Respondent with deportability pursuant to Section 241(a)(02)(A)(iii) of the Immigration and Nationality Act (hereinafter "The Act"), for an aggravated felony. (Exhibit 1)

On July 7, 1995, the respondent was convicted in the State of

Washington, of Assault in the First Degree. For that offense, respondent received a term of imprisonment for 105 months. (See Exhibit 1)

At deportation proceedings on December 7, 1995, the respondent conceded service of the charging document, admitted the allegations of fact and conceded deportability as charged in the Order to Show Cause. Based upon these admissions, I find that deportability has been established by clear, convincing and unequivocal evidence. Woodby v. INS, 385 U.S. 276 (1966); 8 C.F.R. 242.14(a). The Respondent did not designate a country of deportation. The Court designates Cambodia as a country of deportation, should that become necessary, since that is the country of respondent's nativity and citizenship. However, the respondent has requested relief available pursuant to Section 212(c) of the Act. Respondent submitted the Form I-191 on April 24, 1996 which is marked as Exhibit 2.

On May 7, 1996, the INS filed a Memorandum of Law in this case. The INS submits that the Respondent is no longer eligible for relief because Section 440 of the Antiterrorism and Effective Death Penalty Act, Pub. L. 104-132, 110 Stat. 1214 (April 24, 1996) rendered Section 212(c) inapplicable to the Respondent. Respondent has been convicted of aggravated assault with an axe and sentenced to 105 months confinement. Because aggravated assault is a crime of violence, he has been convicted of an aggravated felony. He has committed a criminal offense covered in Section 241(a)(2)(A)(iii) of the Immigration and Nationality Act. Respondent has already

admitted the allegations and charges of deportability related to these subsections of Section 241 of the INA. The Antiterrorism and Effective Death Penalty Act (hereinafter "AEDPA") makes 212(c) relief unavailable to aliens who have committed any criminal offense covered by these sections of the Immigration and Nationality Act. (Exhibit 3A)

#### STATEMENT OF LAW

On April 24, 1996, the President of the United States, signed the Antiterrorism and Effective Death Penalty Act, (hereinafter "AEDPA") Pub. L. 104-132, 110 Stat. 1214. Section 440 of the AEDPA rendered 212(c) relief inapplicable to the respondent.

The amended Section 212(c) states as follows:

"Aliens lawfully admitted for permanent residence who temporarily proceeded abroad voluntarily and not under an order of deportation, and who are returning to a lawful unrelinquished domicile of seven consecutive years, may be admitted in the discretion of the Attorney General without regard to the provisions of subsection (a) other than paragraphs (3) and (9)(C)). Nothing contained in this subsection shall limit the Authority of the Attorney General to exercise the discretion vested in him under Section 211(b). This subsection shall not apply to an alien who is deportable by reason of having committed any criminal offenses covered in Section 241(a)(2)(A)(iii), (B), (C), or (D), or any offense covered by Section 241(a)(2)(A)(ii) for which both predicate offenses are covered by Section 241(a)(2)(A)(i)." [Emphasis added]

Section 440 of the AEDPA eliminates the availability of Section 212(c) relief to an alien who is deportable "by reason of having committed any criminal offense covered in Section 241(a)(2)(A)(iii), (B), (C), or (D), or any offense covered by section 241(a)(2)(A)(ii) for which both predicate offenses are

covered by Section 241(a)(2)(A)(i)."

The Amended Section 212(c) specifically states that the section is "effective for applications adjudicated after the date of enactment of the AEDPA." [Emphasis added] [Amended by AEDPA, Sections 431 and 441] The construction of this section must be by the plain meaning of the words "applications adjudicated after the date of enactment of the AEDPA". In all cases involving statutory construction, the starting point must be the language employed by Congress. The courts have always held "that the legislative purpose is expressed by the ordinary meaning of the words used." American Tobacco Co. v. Patterson, 456 U.S.63, 102 S.Ct. 1534 (1982), Reiter v. Sonotone Corp, 442 U.S. 330, 337, 99 S.Ct. 2326 (1979), INS v. Phinpathya, 464 U.S. 183, 188, 104 S.Ct. 584 (1984).

Since Congress specifically provided for the effective date of Section 212(c) relief to be applicable for applications adjudicated after the date of enactment of the AEDPA, respondent is ineligible for this relief, since the application is being adjudicated after April 24, 1996.

The respondent has committed a criminal offense covered in Section 241(a)(2)(A)(iii) [aggravated felony]. The AEDPA makes 212(c) relief unavailable to aliens who have committed any criminal offense covered by these sections of the Immigration and Nationality Act.

The amended law is applicable in this case, and to all cases where the 212(c) relief has yet to be adjudicated. When a law is

changed before a decision is handed down by an administrative agency, the agency must apply the new law. See Ziffren v. United States, 381 U.S. 73 (1943); Urbina-Mauricio v. INS, 989 F.2d 989, 1985, 1088 n.4 (9th Cir. 1993); Talanoa v. INS, 397 F.2d 196, 200 (9th Cir. 1968). Specifically, an application for admission to the United States is a continuing application, and admissibility is determined on the basis of the facts and the law at the time the application is finally considered. Matter of Alarcon, 20 I&N Dec. 557 (BIA 1992). Similarly, in deportation proceedings, "[a]n application for relief from deportation is an ongoing application and the law to be applied to the application is that existing at the time the final administrative decision is made." Matter of U-M-, 20 I&N Dec. 327, 332 (BIA 1991) aff'd sub nom Urbina-Mauricio v. INS, 090 F.2d 1085 (9th Cir. 1993); Matter of A-A-, 20 I&N Dec. 492, 501 n. 21 (BIA 1992).

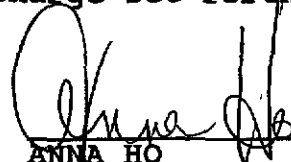
Section 212(c) by its terms applies to lawful permanent residents (LPR) who have proceeded abroad and who are returning to this country. Congress has clearly removed availability of the 212(c) waiver to "an alien who is deportable by reason of having committed any offense covered" by certain grounds of deportability.

Accordingly, the Court finds that the respondent is deportable and no issues remain before the Court. Respondent is ineligible to file a waiver under the Amended Section 212(c).

ORDER

IT IS HEREBY ORDERED that the Respondent's request to file an application for a waiver under Section 212(c) be pretermitted.

IT IS FURTHER ORDERED that respondent be deported from the United States to Cambodia on the charge set forth in the Order to Show Cause.

  
ANNA HO  
Immigration Judge

FILED

1995 MAY 17 PM 3:50

KING COUNTY  
SUPERIOR COURT CLERK  
SEATTLE, WA

SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

CERTIFIED  
COPY

WARRANT ISSUED  
CHARGE COUNTY \$110.00

1 THE STATE OF WASHINGTON, )  
2 )  
3 Plaintiff, ) No. 95-1-03640-2  
4 )  
5 v. ) INFORMATION  
6 VET BUOT )  
7 )  
8 )  
9 Defendant. )  
10 )

11 I, Norm Maleng, Prosecuting Attorney for King County in the  
12 name and by the authority of the State of Washington, do accuse VET  
13 BUOT of the crime of Assault in the First Degree, committed as  
14 follows.

15 That the defendant VET BUOT in King County, Washington, on or  
16 about May 14, 1995, with intent to inflict great bodily harm, did  
17 assault Leng Yim, with a deadly weapon, to-wit: a blow to the head  
18 with an axe,

19 Contrary to RCW 9A 36.011(1)(a), and against the peace and  
20 dignity of the State of Washington.

21 And I, Norm Maleng, Prosecuting Attorney for King County in the  
22 name and by the authority of the State of Washington further do  
23 accuse the defendant VET BUOT at said time of being armed with a  
24 deadly weapon, to-wit: an axe, under the authority of RCW 9.94A.125.

25 NORM MALENG  
Prosecuting Attorney

By: Craig Peterson for  
Kristin J. Chandler, WSBA #91002  
Deputy Prosecuting Attorney

INFORMATION- 1

Norm Maleng  
Prosecuting Attorney  
W 554 King County Courthouse  
Seattle, Washington 98104-2312  
(206) 296-9000

6017



CAUSE NO. 95-1-03640-2

CERTIFICATION FOR DETERMINATION OF PROBABLE CAUSE

That Kristin J. Chandler is a Deputy Prosecuting Attorney for King County and is familiar with the police report and investigation conducted in Seattle Police Department case No. 95-214522,

That this case contains the following upon which this motion for the determination of probable cause is made;

On May 14, 1995, at approximately 12:40 a.m., Leng Yim was attending a wedding reception which was being held at King's Plaza, located at 7101 Martin Luther King Way South in Seattle, King County, Washington. Mr. Yim had just gone to the bathroom when the defendant, Vet Bout, approached him, pulled out a double-bladed axe from the waistband of his pants, and struck Mr. Yim once in the head. Mr. Yim fell to the ground, unconscious and bleeding profusely. He was taken to Harborview Medical Center by ambulance, where he was treated for an open, depressed skull fracture.

Chamroeun Suon was working as a security guard for the restaurant where the reception was held. Mr. Suon saw the defendant hit Mr. Yim in the head with the axe, and then repeatedly kick him as he lay bleeding on the floor. Several guests also witnessed the assault. The defendant ran outside and jumped into his car and locked the driver's door. Seattle Police Officer Myers was flagged down by guests as they attempted to keep the defendant from leaving the area. Some of the guests believed Mr. Yim to be dating the defendant's ex-girlfriend, which may have been a motivation to the assault.

Officer Myers approached the defendant and ordered him out of the car. The defendant refused and repeatedly attempted to pull away from Officer Myers while he was being taken from the car. A double-bladed axe with fresh blood on the blade was located in the defendant's car.

The defendant was arrested and read his Miranda warnings. The defendant initially told Officer Suzanne Parton he carried the axe for protection and thought he was going to be jumped so he took out the axe. The defendant told Officer Parton, Mr. Yim "took his girlfriend." The defendant later told Detective Ciesynski he retrieved the axe from his car and struck Mr. Yim once in the head. The defendant denied knowing Mr. Yim or kicking him. He denied knowing Mr. Yim to be dating his ex-girlfriend. The defendant told Detective Ciesynski he thought Mr. Yim wanted to fight "by the look in his eye."

Certification for Determination  
of Probable Cause - 1

Norm Maleng  
Prosecuting Attorney  
W 554 King County Courthouse  
Seattle Washington 98104-2312  
(206) 296-9000

Lo16

1 Several witnesses were reluctant or refused to give statements  
2 to the police for fear of retaliation, but none reported seeing  
Mr. Yim confront the defendant in any way.

3 The State requests bail be set in the amount of \$50,000, the  
4 same amount set by the Court at the defendant's first appearance,  
5 and a no contact order be entered with Leng Yim. The defendant's  
complete criminal history is unknown at this time and his only  
reference could not verify any information.

6 Under penalty of perjury under the laws of the State of Washington,  
7 I certify that the foregoing is true and correct. Signed and dated  
by me this 17 day of May, 1995, at Seattle, Washington.

8  
9  
10 Craig Peterson for  
11 Kristin J. Chandler, WSBA #91002  
12  
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Certification for Determination  
of Probable Cause - 2

Norm Maleng  
Prosecuting Attorney  
W 554 King County Courthouse  
Seattle, Washington 98104-2312  
(206) 296-9000

L015

## SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON

Plaintiff,

v.

VET BOUT

Defendant

No 95-1-03640-2

JUDGMENT AND SENTENCE

JUL 10 1995  
COMMITMENT ISSUEDCOPY TO SENTENCING GUIDELINES COMMISSION JUL 10 1995  
PRESENTING STATEMENT & INFORMATION ATTACHED

## I. HEARING

11 The defendant, the defendant's lawyer, GARY DAVIS, and the deputy prosecuting attorney were present at the sentencing hearing conducted today Others present were: \_\_\_\_\_

12 The state has moved for dismissal of count(s) \_\_\_\_\_

## II. FINDINGS

Based on the testimony heard, statements by defendant and/or victims, argument of counsel, the presentence report(s) and case record to date, and there being no reason why judgment should not be pronounced, the court finds:

21 CURRENT OFFENSE(S): The defendant was found guilty on (date) 06-21-95 by plea of

Count No. 1 Crime. ASSAULT IN THE 1ST DEGREE  
RCW 9A.36.011 1 A Crime Code 01010  
Date of Crime 05-14-95 Incident No. \_\_\_\_\_

Count No. \_\_\_\_\_ Crime. \_\_\_\_\_  
RCW \_\_\_\_\_ Crime Code \_\_\_\_\_  
Date of Crime \_\_\_\_\_ Incident No. \_\_\_\_\_

Count No. \_\_\_\_\_ Crime. \_\_\_\_\_  
RCW \_\_\_\_\_ Crime Code \_\_\_\_\_  
Date of Crime \_\_\_\_\_ Incident No. \_\_\_\_\_

☐ Additional current offenses are attached in Appendix A.

## SPECIAL VERDICT/FINDING(S):

- (a) ☐ A special verdict/finding for being armed with a deadly weapon was rendered on Count(s) \_\_\_\_\_  
 (b) ☐ A special verdict/finding was rendered that the defendant committed the crimes(s) with a sexual motivation in Count(s) \_\_\_\_\_  
 (c) ☐ A special verdict/finding was rendered for Violation of the Uniform Controlled Substances Act offense taking place ☐ in a school zone ☐ in a school ☐ on a school bus ☐ in a school bus route stop zone ☐ in a public park ☐ in public transit vehicle ☐ in a public transit stop shelter in Count(s) \_\_\_\_\_  
 (d) ☐ Vehicular Homicide ☐ Violent Offense (D W I and/or reckless) or ☐ Nonviolent (disregard safety of others)  
 (e) ☐ Current offenses encompassing the same criminal conduct and counting as one crime in determining the offender score (RCW 9 94A 400(1)(a)) are \_\_\_\_\_

22 OTHER CURRENT CONVICTION(S): Other current convictions listed under different cause numbers used in calculating the offender score are (list offense and cause number) \_\_\_\_\_  
 (Current offenses not listed here are not encompassed)

2.3 CRIMINAL HISTORY: Prior convictions constituting criminal history for purposes of calculating the offender score are (RCW 9.94A.360)

Crime	Sentencing Date	Adult or Juv. Crime	Cause Number	Location
(a)				
(b)				
(c)				
(d)				

☐ Additional criminal history is attached in Appendix B.

☐ Prior convictions (offenses committed before July 1, 1986) served concurrently and counted as one offense in determining the offender score are (RCW 9.94A.360(6)(c)) \_\_\_\_\_

☐ One point added for offense(s) committed while under community placement for count(s) \_\_\_\_\_

2.4 SENTENCING DATA:

OFFENDER SCORE	SERIOUSNESS LEVEL	RANGE	MAXIMUM TERM
Count I 0	XII	105 TO 135 MONTHS	LIFE AND/OR \$50,000
Count _____			
Count _____			

☐ Additional current offense sentencing data is attached in Appendix C.

2.4 EXCEPTIONAL SENTENCE:

☐ Substantial and compelling reasons exist which justify a sentence above/below the standard range for Count(s) \_\_\_\_\_

Findings of fact and conclusion(s) are attached in Appendix D

### III. JUDGMENT

IT IS ADJUDGED that defendant is guilty of the current offenses set forth in Section 2.1 above and Appendix A

☐ The Court DISMISSES Count(s) \_\_\_\_\_

### IV. ORDER

IT IS ORDERED that the defendant serve the determinate sentence and abide by the other terms set forth below

4.1 RESTITUTION AND VICTIM ASSESSMENT:

☐ Defendant shall pay restitution to the Clerk of this Court as set forth in attached Appendix E.

☐ Defendant shall not pay restitution because the Court finds that extraordinary circumstances exist, and the court, pursuant to RCW 9.94A.142(2), sets forth those circumstances in attached Appendix E.

☒ Restitution to be determined at future hearing on (Date) 8-29-95 at 8:45 a.m. ☐ Date to be set

☒ Defendant waives presence at future restitution hearing(s)

Defendant shall pay \$100 Victim Assessment, pursuant to RCW 7.68.035.

4.2 OTHER FINANCIAL OBLIGATIONS: Having considered the defendant's present and likely future financial resources, the Court concludes that the defendant has the present or likely future ability to pay the financial obligations imposed. The Court waives financial obligation(s) that are checked below because the defendant lacks the present and future ability to pay them. Defendant shall pay the following to the Clerk of this Court:

(a) ☐ \$ \_\_\_\_\_, Court costs; ☒ Court costs are waived;

(b) ☐ \$ \_\_\_\_\_, Recoupment for attorney's fees to King County Public Defense Programs, 2015 Smith Tower, Seattle, WA 98104; ☒ Recoupment is waived (RCW 10.01.160),

(c) ☐ \$ \_\_\_\_\_, Fine; ☐ \$1,000, Fine for VUCSA; ☐ \$2,000, Fine for subsequent VUCSA; ☐ VUCSA fine waived (RCW 69.50.430),

(d) ☐ \$ \_\_\_\_\_, King County Interlocal Drug Fund ☐ Drug Fund payment is waived;

(e) ☐ \$ \_\_\_\_\_, State Crime Laboratory Fee, ☐ Laboratory fee waived (RCW 43.43.690),

(f) ☐ \$ \_\_\_\_\_, Incarceration costs; ☐ Incarceration costs waived (9.94A.145(2));

(g) ☐ \$ \_\_\_\_\_, Other cost for \_\_\_\_\_.

4.3 PAYMENT SCHEDULE: Defendant's TOTAL FINANCIAL OBLIGATION is \$ 100. The payments shall be made to the King County Superior Court Clerk according to the rules of the Clerk and the following terms

☐ Not less than \$ \_\_\_\_\_ per month; ☒ On a schedule established by the defendant's Community Corrections Officer ☐ \_\_\_\_\_

The defendant shall remain under the Court's jurisdiction and the supervision of the Department of Corrections for up to ten years from date of sentence or release from confinement to assure payment of financial obligations.

- 4 4 CONFINEMENT OVER ONE YEAR. Defendant is sentenced to a term of total confinement in the custody of the Department of Corrections as follows, commencing ☒ Immediately; ☐ (Date) \_\_\_\_\_ by \_\_\_\_\_ m

105 months/days on Count No. \_\_\_\_\_  
 \_\_\_\_\_ months/days on Count No \_\_\_\_\_  
 \_\_\_\_\_ months/days on Count No \_\_\_\_\_

The terms in Count(s) No \_\_\_\_\_ are concurrent/consecutive  
 The sentence herein shall run concurrently/consecutively with the sentence in cause number(s) \_\_\_\_\_  
 \_\_\_\_\_ but consecutive to any other cause not referred to in this Judgment

Credit is given for ☒ 55 days served ☐ days as determined by the King County Jail solely for conviction under this cause number pursuant to RCW 9.94A.120(13)

- 4 5 ☐ NO CONTACT: For the maximum term of 5 years, defendant shall have no contact with Lem ying  
 Violation of this no contact order is a criminal offense under chapter 10.99 RCW and will subject a violator to arrest; any assault or reckless endangerment that is a violation of this order is a felony.
- 4 6 BLOOD TESTING: (sex offense, violent offense, prostitution offense, drug offense associated with the use of hypodermic needles) Appendix G is a blood testing and counseling order that is part of and incorporated by reference into this Judgment and Sentence.
- 4 7 COMMUNITY PLACEMENT: Community Placement is ordered for sex offense, serious violent offense, second degree assault, deadly weapon finding, Chapter 69 50 or 69 52 RCW offense, and standard mandatory conditions are ordered. Community placement is ordered for the maximum period of time provided by law. ☒ Appendix H (for additional conditions) is attached and incorporated by reference in this Judgment and Sentence.
- 4 8 ☐ WORK ETHIC CAMP: The court finds that the defendant is eligible for work ethic camp and is likely to qualify under Sec 4(3), Chap 338, Laws of 1993 and the Court recommends that the defendant serve the sentence at a work ethic camp. If the defendant successfully completes the program, the Department of Corrections shall convert the period of work ethic camp confinement at the rate of one day of work ethic camp confinement to three days of total standard confinement. Upon completion of the work ethic camp program, the defendant shall be released on community custody for any remaining time of total confinement.
- 4 9 ☐ SEX OFFENDER REGISTRATION (sex offender crime conviction) Appendix J is attached and incorporated by reference into this Judgment and Sentence
- 4 10 ☐ OTHER: \_\_\_\_\_

The defendant shall report to an assigned Community Corrections Officer upon release from confinement for monitoring of the remaining terms of this sentence.

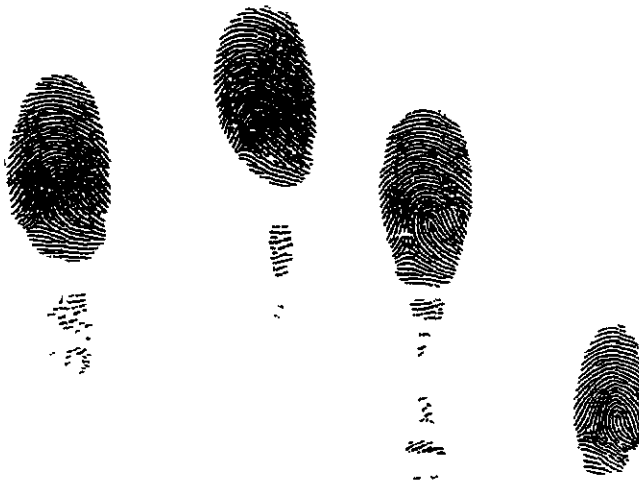
Date JUL 7 - 1995

Presented by

[Signature]  
 Deputy Prosecuting Attorney,  
 Office WSBA ID #91002

[Signature]  
 Judge, King County Superior Court  
 Approved as to form

[Signature]  
 Attorney for Defendant, WSBA # 17019



RIGHT HAND  
FINGERPRINTS OF:

DEFENDANT'S SIGNATURE: X VET  
DEFENDANT'S ADDRESS: \_\_\_\_\_

VET BUOT

DATED JUL 07, 1995  
Richard M. Johnstone  
JUDGE, KING COUNTY SUPERIOR COURT

ATTESTED BY:  
M. JANICE MICHELS, SUPERIOR COURT CLERK  
BY: Melody Byrd  
DEPUTY CLERK

CERTIFICATE

OFFENDER IDENTIFICATION

I, \_\_\_\_\_,  
CLERK OF THIS COURT, CERTIFY THAT  
THE ABOVE IS A TRUE COPY OF THE  
JUDGEMENT AND SENTENCE IN THIS  
ACTION ON RECORD IN MY OFFICE  
DATED: \_\_\_\_\_

S.I.D. NO. WA17148257  
DATE OF BIRTH: FEBRUARY 1, 1969  
SEX: M  
RACE: ASIAN

\_\_\_\_\_  
CLERK

BY: \_\_\_\_\_  
DEPUTY CLERK

DNA

## SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON

Plaintiff,

v.

VET BOUT

Defendant.

No 95-1-03640-2

APPENDIX G  
ORDER FOR BLOOD TESTING  
AND COUNSELING(1) ☐ HIV TESTING AND COUNSELING:

(Required for defendant convicted of sexual offense, drug offense associated with the use of hypodermic needles, or prostitution related offense committed after March 23, 1988. RCW 70 24.340)

The Court orders the defendant contact the Seattle-King County Health Department and participate in human immunodeficiency virus (HIV) testing and counseling in accordance with Chapter 70 24 RCW. The defendant, if out of custody, shall promptly call Seattle-King County Health Department at 296-4848 to make arrangements for the test to be conducted within 30 days

(2) ☒ DNA IDENTIFICATION:

(Required for defendant convicted of sexual offense or violent offense. RCW 43 43 754)

The Court orders the defendant to cooperate with the King County Department of Adult Detention and/or the State Department of Corrections in providing a blood sample for DNA identification analysis. The defendant, if out of custody, shall promptly call the King County Jail at 296-1226 between 8 00 a m and 1 00 p m, to make arrangement for the test to be conducted within 15 days

If both (1) and (2) are checked, two independent blood samples shall be taken.

Date JUL 7 - 1995

  
Judge, King County Superior Court

APPENDIX G

Lolo



## SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

STATE OF WASHINGTON,

Plaintiff,

v

BUOT, Vet

Defendant,)

No 95-1-03640-2

APPENDIX H  
COMMUNITY PLACEMENT

The Court having found the defendant guilty of offense(s) qualifying for community placement, it is further ordered as set forth below

4 5 Community Placement: Defendant additionally is sentenced on convictions herein, for each sex offense and serious violent offense committed on or after 1 July 1990 to community placement for two years or up to the period of earned release awarded pursuant to RCW 9.94A.150(1) and (2) whichever is longer and on conviction herein for an offense categorized as a sex offense or a serious violent offense committed after July 1, 1988, but before July 1, 1990, assault in the second degree, any crime against a person where it is determined in accordance with RCW 9 94A 125 that the defendant or an accomplice was armed with a deadly weapon at the time of commission, or any felony offense under chapter 69.50 or 69.52 RCW, committed on or after July 1, 1988, to a one-year term of community placement

Community placement is to begin either upon completion of the term of confinement or at such time as the defendant is transferred to community custody in lieu of early release.

(a) Defendant shall comply with the following conditions during the term of community placement:

- (1) Report to and be available for contact with the assigned community corrections officer as directed;
- (2) Work at Department of Corrections-approved education, employment, and/or community service,
- (3) Not consume controlled substances except pursuant to lawfully issued prescriptions;
- (4) While in community custody not unlawfully possess controlled substances.
- (5) Pay community placement fees as determined by the Department of Corrections,
- (6) Receive prior approval for living arrangements and residence location, and
- (7) Do not own, use or possess firearms or ammunitions

The following conditions listed under 4 5(a) are hereby waived by the court: \_\_\_\_\_

(b) Defendant shall comply with the following other conditions during the term of community placement

8 Do not purchase, possess or use alcohol (beverage or medicinal) and submit to testing and searches of your person, residence and vehicle by the Community Corrections Officer to monitor compliance

9 Do not enter any business where alcohol is the primary commodity for sale

10 Do not purchase, possess, control or use any firearm or deadly weapon and submit to searches of your person, residence and vehicle by the Community Corrections Officer to monitor compliance

11 Do not have direct or indirect contact with Leng Yim

12 Engage in and successfully complete anger management therapy with a qualified provider, as approved and directed by the Community Corrections Officer



Appendix H, page 2

13 Do not be without full-time employment and/or training as approved and directed by the Community Corrections Officer

Date: JUL 7 - 1995



JUDGE, KING COUNTY SUPERIOR COURT

APPENDIX H - COMMUNITY PLACEMENT

**U.S. Department of Justice**  
**Immigration and Naturalization Service**

Order to Show Cause and Notice of Hearing

**ORDER TO SHOW CAUSE AND NOTICE OF HEARING**  
**(ORDEN DE PRESENTAR MOTIVOS JUSTIFICANTES Y AVISO DE AUDIENCIA)**

*In Deportation Proceedings under section 242 of the Immigration and Nationality Act*  
*(En los tramites de deportacion a tenor de la seccion 242 de la Ley de Inmigracion y Nacionalidad )*

**United States of America:**  
**(Estados Unidos de América:)**

**File No.** A27 290 441  
**(No. de registro)**

**Dated** July 25, 1995  
**(Fecha)**

In the matter of  
*(En el asunto de)*  
 Address  
*(Dirección)*

BUOT, Vet  
(aka) BOUT, Vet (DOC #737154) *(Respondent)*  
c/o Washington State Corrections Center *(Demandado)*  
Post Office Box 900  
Shelton, WA. 98584

Telephone No (Area Code) (360) 426-4433  
*(No de teléfono y código de área)*

Upon inquiry conducted by the Immigration and Naturalization Service, it is alleged that  
*(Segun las indagaciones realizadas por el Servicio de Inmigracion y Naturalizacion, se alega que )*

- 1) You are not a citizen or national of the United States,  
*(Ud no es ciudadano o nacional de los Estados Unidos)*
- 2) You are a native of Cambodia and a citizen of Cambodia,  
*(Ud es nativo de) (y ciudadano de) (15 de Noviembre, 1983)*
- 3) You entered the United States at or near San Francisco, California on or about November 15, 1983,  
*(Ud entro a los Estados Unidos en o cerca de) (el día o hacia esa fecha)*
- 4) At that time you entered as a refugee.  
*(En ese momento Ud. entro como un refugiado.)*
- 5) On June 19, 1986, you were accorded the status of a permanent resident as of November 15, 1983.  
*(En el 19 de Junio, 1986, Ud. fue acordado estados como un residente permanente desde el 15 de Noviembre, 1983.)*
- 6) You were on July 7, 1995, convicted in the Superior Court of Washington for King County, for the offense of Assault in the First Degree.  
*(Ud. resulto convicto el 7 de Julio, 1995, en el Tribunal Superior de Washington, Condado de King, por el delito de Asalto en el Primer Grado.)*
- 7) For that offense, the term of imprisonment imposed was 105 months.  
*(Por ese delito, el termino de confinamiento impuesto fue de 105 meses.)*

**U.S. Department of Justice**  
**Immigration and Naturalization Service**

**Order to Show Cause and Notice of Hearing**

Respondent BUOT, Vet  
 (Demandado) (aka) BOUT, Vet (DOC #737154)

Dated July 25, 1995  
 (Fecha)  
 File No A27 290 441  
 (No. de registro)

**AND** on the basis of the foregoing allegations, it is charged that you are subject to deportation pursuant to the following provision(s) of law.

*(Y segun los alegatos anteriores, se le acusa de estar sujeto a deportacion de acuerdo con la(s) siguiente(s) disposicion(es) de la ley.)*

- 1) Section 241 (a) (2) (A) (iii) of the Immigration and Nationality Act (Act), as amended, in that, at any time after entry, you have been convicted of an aggravated felony as defined in Section 101 (a) (43) of the Act, to wit: a crime of violence (as defined in Section 16 of Title 18, United States Code, not including a purely political offense), for which a term of imprisonment imposed was five years or more.  
 (Seccion 241 (a) (2) (A) (iii) de la Ley de Inmigracion y Nacionalidad (INA), segun enmendada, en que, en algun momento despues de su entrada, Ud. ha resultado convicto de un felonía agravada, segun se define en la Seccion 101 (a) (43) de la INA, a saber: un delito de violencia (segun se define en la Seccion 16 del Titulo 18,Codigo de los Estados Unidos, que no incluye un delito puramente político), por el cual fue impuesto un termino de confinamiento de cinco años o mas.)

**WHEREFORE, YOU ARE ORDERED** to appear for a hearing before an Immigration Judge of the Executive Office for Immigration Review of the United States Department of Justice at

**(POR LO CUAL, SE LE ORDENA** comparecer ante un juez de inmigracion de la Oficina Ejecutiva de Revision de Inmigracion del Departamento de Justicia de los Estados Unidos en )

To be calendared and notice provided by the Office of the Immigration Judge.

Address Notice will be mailed to the address provided by the Respondent.

(Dirección) (La oficina del juez de inmigracion enviara un aviso a la direccion facilitada  
 On el demandado con la fecha de la audiencia.) At \_\_\_\_\_ m  
 (Fecha) \_\_\_\_\_ (Hora)

and show cause why you should not be deported from the United States on the charge(s) set forth above  
 (y mostrar motivos justificantes por cual no deberia ser deportado de los Estados Unidos por los cargos expresados anteriormente )

Dated July 25, 1995  
 (Fecha)

Signature of Issuing Officer Thomas W. Zimmer  
 (Firma del funcionario que la expide)

City and State of Issuance Seattle, Washington  
 (Ciudad y Estado donde se expide)

Title of Issuing Officer District Director  
 (Titulo del funcionario que la expide)

This Order to Show Cause shall be filed with the Immigration Judge of the Executive Office for Immigration Review at the address provided below. You must report any changes of your address or telephone number in writing to this office.

Debe presentar esta Orden de Presentar Motivos Justificantes a la Oficina Ejecutiva de Revisión de Inmigración en la siguiente dirección. Debe notificar cualquier cambio de su domicilio o número de teléfono por escrito a

The Office of the Immigration Judge

**1000 Second Avenue Suite 3150**

**Seattle, Wa. 98104**

**Certificate of Translation and Oral Notice**

This Order to Show Cause ☐ was ☒ was not read to the named alien in the SPANISH language, which is his/her native language or a language which he/she understands.

Date \_\_\_\_\_ Signature \_\_\_\_\_ Printed Name and Title of Translator \_\_\_\_\_

Address of Translator (If other than INS employee) or office location and division (if INS employee)

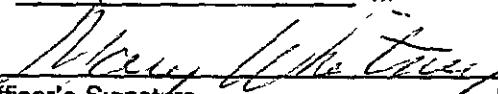
BY CERTIFIED MAIL

(If oral notice was not provided please explain)

Manner of Service	Alien's Right Thumb Print
<input type="checkbox"/> Personal Service to Alien <input checked="" type="checkbox"/> Certified Mail - Return Receipt Requested <input checked="" type="checkbox"/> Alien <input type="checkbox"/> Counsel of Record	

**Certificate of Service**

This Order to Show Cause was served by me at \_\_\_\_\_ on September 01, 19 95  
at \_\_\_\_\_ m


 Mary Whitney Investigation Assistant Seattle, WA  
 Officer's Signature Printed Name Title Office

Alien's Signature (acknowledgment/receipt of this form)  
(Firma de extranjero/acuse de recibo)

**Request for Prompt Hearing and Waiver of 14-Day Minimum Period**  
(Solicitud de audiencia inmediata y renuncia al plazo mínimo de 14 días)

To expedite determination of my case, I request an immediate hearing, and waive my right to the 14 day notice  
(Para agilizar la decisión sobre mi caso, solicito una audiencia inmediata y renuncio a mi derecho a un plazo mínimo de 14 días)

Signature of Respondent  
(Firma de demandado)

Date  
(Fecha)

UNITED STATE DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
IMMIGRATION COURT  
SEATTLE, WA

\*S-BUOT, VET  
C/O TANIA WOOD -- SUPERINTENDENT  
W.S.P. PO BOX 520  
WALLA WALLA, WA 99362  
INMATE NO: 737154

NOTICE OF HEARING IN DEPORTATION PROCEEDINGS

DATE OF NOTICE: Mar 15, 1996  
FILE: A27-290-441

You are hereby notified that a hearing in this case is scheduled  
before an Immigration Judge on  
Apr 24, 1996 at 8:00 A.M. at the

WASHINGTON DEPARTMENT OF CORRECTIONS  
WASHINGTON STATE PENITENTIARY  
WALLA WALLA, WA 99362

You may be represented in this proceeding at no expense to the Federal  
Government by an attorney or other individual authorized to represent  
persons in these proceedings. Your attorney or representative should appear  
with you at the scheduled hearing. Enclosed with this notice is a  
Form EOIR 28, "Notice of Entry of Appearance as Attorney or Representative",  
which your attorney or representative must present at the hearing, or  
preferably, file in advance with the

IMMIGRATION COURT  
1000 SECOND AVENUE, SUITE 2500  
SEATTLE, WA 98104

Also enclosed with this notice are the name(s), address(es) and  
telephone number(s) of legal organization(s) which can be contacted  
for free legal assistance by individuals who qualify.

ANYONE EXPECTING TO ENTER THE FACILITY IN ORDER TO APPEAR AT THE IMMIGRATION  
HEARING IS SUBJECT TO CORRECTIONS DEPARTMENT POLICIES AND PROCEDURES REGARDING  
ENTRY. CONTACT THE SECURITY OFFICE AT THIS PRISON IN ADVANCE OF THE DAY OF THE  
HEARING FOR FURTHER SPECIFIC INFORMATION ABOUT ENTRY GUIDELINES.

FOR INFORMATION REGARDING THE STATUS OF YOUR CASE, CALL TOLL FREE  
1-800-898-7180.

Enclosures: Free legal service information  
Form EOIR 28

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UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
IMMIGRATION COURT  
SEATTLE, WA

\*S-BUOT, VET  
C/O TARA WOOD -- SUPERINTENDENT  
W.S.P. PO BOX 520  
WALLA WALLA, WA 99362  
INMATE NO: 737154

NOTICE OF HEARING IN DEPORTATION PROCEEDINGS

DATE OF NOTICE: Dec 27, 1995  
FILE: A27-290-441

You are hereby notified that a hearing in this case is scheduled  
before an Immigration Judge on  
Feb 15, 1996 at 8:00 A.M. at the

WASHINGTON DEPARTMENT OF CORRECTIONS  
WASHINGTON STATE PENITENTIARY  
WALLA WALLA, WA 99362

You may be represented in this proceeding at no expense to the Federal  
Government by an attorney or other individual authorized to represent  
persons in these proceedings. Your attorney or representative should appear  
with you at the scheduled hearing. Enclosed with this notice is a  
Form EOIR 28, "Notice of Entry of Appearance as Attorney or Representative",  
which your attorney or representative must present at the hearing, or  
preferably, file in advance with the

OFFICE OF THE IMMIGRATION JUDGE  
1000 SECOND AVENUE, SUITE 2500  
SEATTLE, WA 98104

Also enclosed with this notice are the name(s), address(es) and  
telephone number(s) of legal organization(s) which can be contacted  
for free legal assistance by individuals who qualify.

TO ENTER THE FACILITY IN ORDER TO APPEAR AT THE IMMIGRATION  
SUBJECT TO CORRECTIONS DEPARTMENT POLICIES AND PROCEDURES REGARDING  
THE SECURITY OFFICE AT THE PRISON IN ADVANCE OF THE DAY OF THE  
HEARING. FOR SPECIFIC INFORMATION ABOUT ENTRY GUIDELINES,  
FOR INFORMATION REGARDING THE STATUS OF YOUR CASE, CALL TOLL FREE  
1-800-898-7180.

Enclosures: Free legal service information  
Form EOIR 28

CDA

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UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
OFFICE OF THE IMMIGRATION JUDGE  
1000 Second Ave., Suite 3500  
Seattle, Washington 98104

Date: 12/7/95 At 27-290-441

TO: The Respondent/Applicant Vel BUOT

NOTICE OF HEARING TO ALIEN IN IMMIGRATION PROCEEDINGS

MASTER HEARING X

INDIVIDUAL HEARING \_\_\_\_\_

PLEASE NOTE THAT THE ABOVE-CAPTIONED CASE WILL BE HEARD BY AN IMMIGRATION JUDGE ON February 15, 1996 AT THE LOCATION INDICATED BELOW:

(Please note that all dates are stated in Month/Day/Year format.)

\_\_\_\_\_  
WASHINGTON STATE REFORMATORY, MONROE, WASHINGTON 98262

X \_\_\_\_\_  
WASHINGTON STATE PENITENTIARY, WALLA WALLA, WASHINGTON 99362

\_\_\_\_\_  
AIRWAY HEIGHTS CORRECTIONS CENTER, AIRWAY HEIGHTS, WA 99001

AT 8:00 AM

NOTE: YOU MAY BE REPRESENTED IN THIS PROCEEDING, AT NO EXPENSE TO THE GOVERNMENT, BY AN ATTORNEY OR OTHER INDIVIDUAL AUTHORIZED AND QUALIFIED TO REPRESENT ALIENS BEFORE AN IMMIGRATION JUDGE. IF YOU WISH TO BE SO REPRESENTED, YOUR ATTORNEY OR REPRESENTATIVE SHOULD APPEAR WITH YOU AND SUBMIT A NOTICE OF APPEARANCE, FORM EOIR-28.

FAILURE TO APPEAR MAY RESULT IN ANY OR ALL OF THE FOLLOWING:

1. FORFEITURE OF YOUR BOND IF YOU ARE IN DEPORTATION PROCEEDINGS.
2. YOUR HEARING BEING HELD IN YOUR ABSENCE UNDER SEC. 242(B) OF THE IMMIGRATION AND NATIONALITY ACT.
3. AN ORDER OF DEPORTATION/EXCLUSION BEING ENTERED AGAINST YOU.
4. ISSUANCE OF A WARRANT FOR YOUR ARREST AND DEPORTATION.
5. IF YOU ARE PRESENT IN EXCLUSION PROCEEDINGS, YOUR APPLICATION FOR ADMISSION MAY BE CONSIDERED WITHDRAWN.

APPLICATION 1-191A-256A/1-485/1-589 DUE BY: Feb. 15, 1996

PERSONAL SERVICE BY: Clerk of the Court: MA

cc: INS District Counsel/ General AttorneyOcc: Alien or Alien's Attorney/Authorized Representative.

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UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
IMMIGRATION COURT  
SEATTLE, WA

\*S-BOOT, VET  
C/O TANA WOOD — SUPERINTENDENT  
W.S.P. PO BOX 520  
WALLA WALLA, WA 99362  
INMATE NO: 737154

NOTICE OF HEARING IN DEPORTATION PROCEEDINGS

DATE OF NOTICE: Nov 6, 1995  
FILE: A27-290-441

You are hereby notified that a hearing in this case is scheduled  
before an Immigration Judge on  
Dec 7, 1995 at 8:00 A.M. at the

WASHINGTON DEPARTMENT OF CORRECTIONS  
WASHINGTON STATE PENITENTIARY  
WALLA WALLA, WA 99362

You may be represented in this proceeding at no expense to the Federal  
Government by an attorney or other individual authorized to represent  
persons in these proceedings. Your attorney or representative should appear  
with you at the scheduled hearing. Enclosed with this notice is a  
Form EOIR 28, "Notice of Entry of Appearance as Attorney or Representative",  
which your attorney or representative must present at the hearing, or  
preferably, file in advance with the

OFFICE OF THE IMMIGRATION JUDGE  
1000 SECOND AVENUE, SUITE 2500  
SEATTLE, WA 98104

Also enclosed with this notice are the name(s), address(es) and  
telephone number(s) of legal organization(s) which can be contacted  
for free legal assistance by individuals who qualify.

ANYONE EXCEPT YOU TO ENTER THE FACILITY IN ORDER TO ATTEND AT THE IMMIGRATION  
HEARING IS SUBJECT TO CORRECTIONS DEPARTMENT POLICING AND PROSECUTION REGARDING  
CONVICTION. SECURITY OFFICE AND PRISON INMATE NO. 737154 OF THE  
FOR MORE SPECIFIC INFORMATION ABOUT ENTRY GUIDELINES.  
FOR INFORMATION REGARDING THE STATUS OF YOUR CASE, CALL TOLL FREE  
1-800-898-7144.

Enclosures: Free legal service information  
Form EOIR 28

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